



CITY OF COVINGTON
CITY COUNCIL REGULAR MEETING AGENDA
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Tuesday, July 14, 2015
7:00 p.m.

City Council Chambers
16720 SE 271st Street, Suite 100, Covington

CALL CITY COUNCIL REGULAR MEETING TO ORDER

ROLL CALL/PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

PUBLIC COMMUNICATION

- Legislative Update from Covington Lobbyist (Briahna Taylor & Alex Soldano)
- Hawk Property Update (Colin Lund)
- 2015 Citizen of the Year Proclamation

RECEPTION FOR CITIZEN OF THE YEAR

PUBLIC COMMENT Speakers will state their name, address, and organization. Comments are directed to the City Council, not the audience or staff. Comments are not intended for conversation or debate and are limited to no more than four minutes per speaker. Speakers may request additional time on a future agenda as time allows.*

APPROVE CONSENT AGENDA

- C-1. Minutes: June 30, 2015 Special Meeting (Scott)
- C-2. Vouchers (Hendrickson)
- C-3. Execute Task Order for 164th Avenue SE Pedestrian Improvements Design (Vondran)

NEW BUSINESS

- 1. Discuss and Consider Ordinance Amending Animal Control Regulations (Hart)

COUNCIL/STAFF COMMENTS - Future Agenda Topics

PUBLIC COMMENT *See Guidelines on Public Comments above in First Public Comment Section

EXECUTIVE SESSION

- To Review the Performance of a Public Employee Pursuant to RCW 42.30.110(1)(g)
- To Discuss Potential Litigation Pursuant to RCW 42.30.110(1)(i)

ADJOURN

Americans with Disabilities Act – reasonable accommodations provided upon request a minimum of 24 hours in advance (253-480-2400).

Consent Agenda Item C-1

Covington City Council Meeting

Date: July 14, 2015

SUBJECT: APPROVAL OF MINUTES: JUNE 30, 2015 CITY COUNCIL SPECIAL MEETING MINUTES

RECOMMENDED BY: Sharon G. Scott, City Clerk

ATTACHMENT(S): Proposed Minutes

PREPARED BY: Joan Michaud, Senior Deputy City Clerk

EXPLANATION:

ALTERNATIVES:

FISCAL IMPACT:

CITY COUNCIL ACTION: _____ Ordinance _____ Resolution X Motion _____ Other

Councilmember _____ moves, Councilmember _____ seconds, to approve the June 30, 2015 City Council Special Meeting Minutes.

**City of Covington
City Council Special Meeting Minutes
Tuesday, June 30, 2015**

(This meeting was recorded and will be retained for a period of six years from the date of the meeting).

The Special Meeting of the City Council of the City of Covington was called to order in the City Council Chambers, 16720 SE 271st Street, Suite 100, Covington, Washington, Tuesday, June 30, 2015, at 7:07 p.m., with Mayor Harto presiding.

COUNCILMEMBERS PRESENT:

Margaret Harto, Joe Cimaomo, Mark Lanza, Marlla Mhoon, Jim Scott, Sean Smith, and Jeff Wagner.

STAFF PRESENT:

Regan Bolli, City Manager; Don Vondran, Public Works Director; Noreen Beaufriere, Personnel Manager; Rob Hendrickson, Finance Director; Kevin Klason, Covington Police Chief; Richard Hart, Community Development Director; Karla Slate, Communications & Marketing Manager; Scott Thomas, Parks & Recreation Director; Sara Springer, City Attorney; Bob Lindskov, City Engineer; Salina Lyons, Principal Planner; Darren Mhoon, Management Assistant; and Sharon Scott, City Clerk/Executive Assistant.

Mayor Harto opened the meeting with the Pledge of Allegiance.

APPROVAL OF AGENDA:

Council Action: Councilmember Smith moved and Councilmember Cimaomo seconded to approve the Agenda.

Mayor Harto briefed the Council and audience on amendments to the agenda which included instructing the audience regarding the two public comment sections on the agenda requesting that for this special meeting, comments during the first public comment period be focused on city business and comments during the second public comment period be devoted entirely to celebrating Covington Police Chief Klason’s retirement.

Mayor Harto also briefed the Council and audience that the second public comment period would be moved to immediately following New Business Item No. 4 and then Council/Staff Comments would follow Public Comments. The meeting would then adjourn to the reception for Chief Klason.

Mayor Pro Tem Wagner moved and Councilmember Scott seconded to approve the Agenda as amended. Vote: 7-0. Motion carried.

PUBLIC COMMUNICATION:

1. Resolution Establishing Sister City Program.

Mayor Harto gave the report on this item.

Councilmembers provided comments.

RESOLUTION NO. 15-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, ESTABLISHING A SISTER CITY AFFILIATIONS POLICY AND CRITERIA FOR THE FORMATION OF CITIZEN SISTER CITY COMMITTEES.

Council Action: Councilmember Lanza moved and Councilmember Scott seconded to adopt Resolution No. 15-05, in substantial form as that provided in the agenda packet, to establish a sister city program and criteria for the formation of citizen sister city associations. Vote: 7-0. Motion carried.

2. Letter of Intent Ceremony to Adopt Tatsuno, Japan as City of Covington's Sister City.

Mayor Harto introduced this item, and a video was shown providing an overview of Tatsuno, Japan. Mayor Harto invited the Covington Council and Tatsuno Council to join together in front of the dais. Mayor Harto provided remarks and Hajime Kurihara, Mayor of Tatsuno, provided remarks. Both mayors signed the letter of intent and mementos were exchanged.

Council recessed from 7:55 to 8:10 p.m. to allow everyone time to greet the Japanese visitors before their departure to Seattle.

PUBLIC COMMENT:

Mayor Harto called for public comments.

Mary Pritchard, 26103 197th Avenue SE, Covington resident, asked Council to consider a ban on fireworks in Covington. Ms. Pritchard also mentioned her disappointment on the absence of a reporter from the Covington Reporter Newspaper at such a special meeting.

Mayor Harto directed the audience to the flyers provided in the Council Chambers regarding the fireworks regulations in the Kent Fire Department Regional Fire Authority service area.

Greg McClain, 26426 189th Avenue SE, Covington resident, provided comments on his concerns regarding the increase in volume and increase in speed of traffic going through the Timberlane neighborhood.

George Pearson, 18623 SE265th St, Covington resident, asked Council to consider a ban on fireworks in Covington.

There being no further comments, Mayor Harto closed the public comment period.

APPROVE CONSENT AGENDA:

- C-1. Minutes: May 27, 2015 City Council Tri Cities Special Meeting with Black Diamond and Maple Valley Minutes; June 9, 2015 City Council Special Joint Study Session with Parks & Recreation Commission Minutes; and June 9, 2015 City Council Regular Meeting Minutes.
- C-2. Vouchers: Vouchers #32652-32694, including ACH payments and electronic funds transfers, in the amount of \$164,003.56, dated June 12, 2015; and Paylocity Payroll Checks #1003861162-1003861178 inclusive, plus employee direct deposits, in the amount of \$177,760.23, Dated June 19, 2015.

ORDINANCE NO. 04-15

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON GRANTING A NON-EXCLUSIVE FRANCHISE TO ASTOUND BROADBAND, LLC D/B/A WAVE, TO CONSTRUCT, MAINTAIN, OPERATE, REPLACE, AND REPAIR A TELECOMMUNICATIONS SYSTEM IN, ACROSS, OVER, ALONG, UNDER, THROUGH, AND BELOW CERTAIN DESIGNATED PUBLIC RIGHTS-OF-WAY OF THE CITY OF COVINGTON, WASHINGTON, FOR A TEN YEAR TERM.

- C-3. Approve Ordinance Adopting Astound Broadband Franchise.
- C-4. Accept Grant from Flood Control District.
- C-5. Approve Maintenance Facility Lease Renewal.

Council Action: Mayor Pro Tem Wagner moved and Councilmember Lanza seconded to approve the Consent Agenda: 7-0. Motion carried.

NEW BUSINESS:

3. Discuss Selection of Citizen and Honorary Citizen of the Year.

Council Action: Councilmember Cimaomo moved and Mayor Pro Tem Wagner seconded to name Laura Morrissey as Covington’s Citizen of the Year for 2015. Vote: 7-0. Motion carried.

Council Action: Mayor Pro Tem Wagner moved and Councilmember Lanza seconded to name Kevin Klason as Covington’s Honorary Citizen of the Year for 2015. Vote: 7-0. Motion carried.

4. Proclamation Recognizing Outgoing Police Chief Kevin Klason.

The Council presented a proclamation to Kevin Klason recognizing and commending him for his untiring efforts on behalf of the citizens of the City of Covington as Covington’s Police Chief and wishing him a long and healthy retirement.

PUBLIC COMMENTS:

Mayor Harto called for public comments regarding Chief Klason’s retirement.

Wayne Snoey, Derek Matheson, and Mary Pritchard, provided comments on Chief Klason’s retirement and thanked him for his service to the community.

Mayor Harto shared a proclamation from Metropolitan King County Council and presented it to Chief Klason for Councilmember Reagan Dunn who could not be in attendance.

Mayor Harto shared a letter from the State of Washington, Office of the Governor, signed by Governor Jay Inslee, to Chief Klason thanking him for his service and leadership.

There being no further public comments, Mayor Harto closed the public comment period.

COUNCIL/STAFF COMMENTS:

Councilmembers and staff discussed Future Agenda Topics and made comments.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 9:03 p.m. for a reception to recognize outgoing Police Chief Kevin Klason.

Prepared by:

Submitted by:

Joan Michaud
Senior Deputy City Clerk

Sharon Scott
City Clerk

Consent Agenda Item C-2

Covington City Council Meeting

Date: July 14, 2015

SUBJECT: APPROVAL OF VOUCHERS

RECOMMENDED BY: Rob Hendrickson, Finance Director

ATTACHMENT(S): Vouchers #32695-32742, including ACH payments and electronic funds transfers, in the amount of \$1,484,125.31, dated June 26, 2015; and Paylocity Payroll Checks #1003916801-1003916810 and Paylocity Payroll Checks #1003916886-1003916886 inclusive, plus employee direct deposits, in the amount of \$174,250.20, dated July 2, 2015.

PREPARED BY: Joan Michaud, Senior Deputy City Clerk

EXPLANATION: Not applicable.

ALTERNATIVES: Not applicable.

FISCAL IMPACT: Not applicable.

CITY COUNCIL ACTION: _____ Ordinance _____ Resolution X Motion _____ Other

Councilmember _____ moves, Councilmember _____ seconds, to approve for payment Vouchers #32695-32742, including ACH payments and electronic funds transfers, in the amount of \$1,484,125.31, dated June 26, 2015; and Paylocity Payroll Checks #1003916801-1003916810 and Paylocity Payroll Checks #1003916886-1003916886 inclusive, plus employee direct deposits, in the amount of \$174,250.20, dated July 2, 2015.

June 26, 2015

City of Covington

City of Covington

City of Covington
Voucher/Check Register

Check #32695 through Check #32742, including ACH payments and electronic funds transfers

In the Amount of \$1,484,125.31

We, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered or the labor performed as described herein and that the claims are just, due and unpaid obligations against the City of Covington, Washington, County of King, and that we are authorized to authenticate and certify said claims per the attached register.

Cassandra Parker
Senior Accountant

Mark Lanza
City Councilmember

Jeff Wagner
City Councilmember

Marlla Mhoon
City Councilmember

Council Meeting Date Approved _____

Accounts Payable

Checks by Date - Detail by Check Date

User: scles
 Printed: 6/25/2015 4:16 PM



| Check No | Vendor No Invoice No | Vendor Name Description | Check Date Reference | Check Amount |
|---|--|---|-------------------------|--|
| ACH | 0546 0546-6 | Victoria Throm Throm; AWC training, mileage | 06/26/2015 | 50.05 |
| Total for this ACH Check for Vendor 0546: | | | | 50.05 |
| ACH | 0651 15-08 | Lindsay Hagen Hagen; 2015 flexible spending | 06/26/2015 | 409.28 |
| Total for this ACH Check for Vendor 0651: | | | | 409.28 |
| ACH | 0706 4591 4591 4592 4592 | Covington Retail Associates 1st floor; operating expenses, July 1st floor; building lease, July 2nd floor; building lease, July 2nd floor; operating expenses, July | 06/26/2015 | 10,401.29 26,359.92 3,362.83 1,406.68 |
| Total for this ACH Check for Vendor 0706: | | | | 41,530.72 |
| ACH | 0734 0734-6 | Joan Michaud Michaud; PNW Clerks Institute, mileage | 06/26/2015 | 119.23 |
| Total for this ACH Check for Vendor 0734: | | | | 119.23 |
| ACH | 1408 1958 1958 1958 1974 1974 1974 | Washington Workwear Stores Inc. Maint shop; gloves Maint shop; gloves Maint shop; gloves Maint shop; safety glasses Maint shop; safety glasses Maint shop; safety glasses | 06/26/2015 | 0.65 1.30 1.30 9.34 4.66 9.34 |
| Total for this ACH Check for Vendor 1408: | | | | 26.59 |
| ACH | 1688 054257-6 054257-6 054257-6 054257-6 054257-6 | Mountain Mist Aquatics; bottled water, May Maint shop; bottled water, May Maint shop; bottled water, May City hall; bottled water, May Maint shop; bottled water, May | 06/26/2015 | 62.26 15.59 7.80 111.28 15.59 |
| Total for this ACH Check for Vendor 1688: | | | | 212.52 |
| ACH | 1901 0067254 0067254 0067254 | Modern Building Systems, Inc. Maint shop; building lease, 7/1-8/1/15 Maint shop; building lease, 7/1-8/1/15 Maint shop; building lease, 7/1-8/1/15 | 06/26/2015 | 569.06 284.54 569.06 |
| Total for this ACH Check for Vendor 1901: | | | | 1,422.66 |
| ACH | 2654 33593 | Canber Corps CCP; maintenance services; May | 06/26/2015 | 2,451.62 |

| Check No | Vendor No Invoice No | Vendor Name Description | Check Date Reference | Check Amount |
|---|-------------------------|---|-------------------------|--------------|
| | 33618 | CCP; playfield turf renovations | | 11,934.81 |
| Total for this ACH Check for Vendor 2654: | | | | 14,386.43 |
| ACH | 2811 | Planet Technologies, Inc. | 06/26/2015 | |
| | I000213 | Office 365ProPlus subscriptions, use tax | | -139.32 |
| | I000213 | Office 365ProPlus subscriptions; 6/15-5/16 | | 1,759.32 |
| Total for this ACH Check for Vendor 2811: | | | | 1,620.00 |
| 32 | 2783 | WA State Dept of Revenue | 06/26/2015 | |
| | 05-2015-2783 | Use Tax, May 2015 | | 123.59 |
| | 05-2015-2783 | Use Tax, May 2015 | | 16.18 |
| | 05-2015-2783 | Use Tax, May 2015 | | 228.59 |
| | 05-2015-2783 | Sales Tax, May 2015 | | 808.73 |
| | 05-2015-2783 | Sales Tax, May 2015 | | 13.46 |
| | 05-2015-2783 | Sales Tax, May 2015 | | 312.66 |
| | 05-2015-2783 | Use Tax, May 2015 | | 16.18 |
| | 05-2015-2783 | Business and Occupation Tax, May 2015 | | 886.92 |
| | 05-2015-2783 | Business and Occupation Tax, May 2015 | | 5,669.44 |
| Total for Check Number 32: | | | | 8,075.75 |
| 32695 | 0759 | 3CMA | 06/26/2015 | |
| | 0759-6 | Slate; 3CMA dues; 7/31/15-7/30/16 | | 390.00 |
| Total for Check Number 32695: | | | | 390.00 |
| 32696 | 2140 | Amicor Construction | 06/26/2015 | |
| | NOMU-03-14 | Minor housing repair; #NOMU-03-14 | | 258.46 |
| Total for Check Number 32696: | | | | 258.46 |
| 32697 | 2159 | Archer Construction, Inc. | 06/26/2015 | |
| | 26300 | Aquatics; back flow inspections | | 70.00 |
| | 26300 | CCP/CAC/Crystal View; back flow inspections | | 140.00 |
| | 26300 | Maint shop; back flow inspections | | 7.00 |
| | 26300 | Maint shop; back flow inspections | | 14.00 |
| | 26300 | Maint shop; back flow inspections | | 14.00 |
| | 26300 | SR 516; back flow inspections | | 35.00 |
| Total for Check Number 32697: | | | | 280.00 |
| 32698 | 0019 | AWC Employee Benefits Trust | 06/26/2015 | |
| | 100315L072015 | Medical Insurance Premiums, July | | 809.72 |
| | 100315L072015 | Medical Insurance Premiums, July | | 1,646.07 |
| | 100315L072015 | Medical Insurance Premiums, July | | 5,982.83 |
| | 100315L072015 | Medical Insurance Premiums, July | | 10,749.79 |
| | 100315L072015 | Medical Insurance Premiums, July | | 442.89 |
| | 100315L072015 | Medical Insurance Premiums, July | | 1,125.00 |
| | 100315L072015 | Medical Insurance Premiums, July | | 8,983.53 |
| | 100315L072015 | Medical Insurance Premiums, July | | 6,713.40 |
| | 100315L072015 | Medical Insurance Premiums, July | | 1,899.25 |
| | 100315L072015 | Medical Insurance Premiums, July | | 2,196.79 |
| | 100315L072015 | Medical Insurance Premiums, July | | 2,268.34 |
| | 100315L072015 | Medical Insurance Premiums, July | | 6,941.83 |
| | 100315L072015 | Medical Insurance Premiums, July | | 1,774.21 |
| | 100315L072015 | Medical Insurance Premiums, July | | 2,479.93 |
| Total for Check Number 32698: | | | | 54,013.58 |
| 32699 | 1306 | Bank of America | 06/26/2015 | |

| Check No | Vendor No Invoice No | Vendor Name Description | Check Date Reference | Check Amount |
|----------|-----------------------------------|---|-------------------------------|---------------------|
| | 0040075-4 | Safety box rental; 7/13/15- 7/12/16 | | 77.00 |
| | | | Total for Check Number 32699: | 77.00 |
| 32700 | 2368 139371 | Best Parking Lot Cleaning Inc. MV; Parade street cleaning | 06/26/2015 | 255.21 |
| | | | Total for Check Number 32700: | 255.21 |
| 32701 | 1868 5101735133 5101735133R | The Brickman Group Ltd, LLC Landscape maintenance; May Landscape maintenance, retainage | 06/26/2015 | 5,400.68 -270.03 |
| | | | Total for Check Number 32701: | 5,130.65 |
| 32702 | 0026 1843 | C&B Awards Kentlake Track Camp; t-shirts | 06/26/2015 | 191.25 |
| | | | Total for Check Number 32702: | 191.25 |
| 32703 | 1997 057760 | Capital One Commercial Citizen academy graduation; food | 06/26/2015 | 106.58 |
| | | | Total for Check Number 32703: | 106.58 |
| 32704 | 2819 2819-6 | Caron Fitness Instructor payment; Zumba, May | 06/26/2015 | 247.80 |
| | | | Total for Check Number 32704: | 247.80 |
| 32705 | 2366 1341645537 | CenturyLink Business Services Aquatics; internet/loop, May | 06/26/2015 | 360.00 |
| | | | Total for Check Number 32705: | 360.00 |
| 32706 | 0366 0366-6 | City of Covington SWM utility tax; May | 06/26/2015 | 22,677.74 |
| | | | Total for Check Number 32706: | 22,677.74 |
| 32707 | 0622 0622-6 | City of Federal Way 2015/2016 summer swim leagues; ribbons | 06/26/2015 | 180.00 |
| | | | Total for Check Number 32707: | 180.00 |
| 32708 | 2382 ACKE-01-14 NOMU-01-14 | Close Call Plumbing Minor housing repair; ACKE-01-14 Minor housing repair; NOMU-01-14 | 06/26/2015 | 457.42 339.65 |
| | | | Total for Check Number 32708: | 797.07 |
| 32709 | 1170 GW2783437 NW2783437 | Coastwide Laboratories Aquatics; toilet tissue, liners Aquatics; cleaning supplies | 06/26/2015 | 88.79 673.07 |
| | | | Total for Check Number 32709: | 761.86 |
| 32710 | 0184 211 | Cordi & Bejarano Public defender services; 5/12-5/26/15 | 06/26/2015 | 1,080.00 |
| | | | Total for Check Number 32710: | 1,080.00 |
| 32711 | 0159 | Daily Journal of Commerce | 06/26/2015 | |

| Check No | Vendor No Invoice No | Vendor Name Description | Check Date Reference | Check Amount |
|-------------------------------|--|--|-------------------------|--|
| | 3301301 | CIP 1029; legal notice | | 565.50 |
| Total for Check Number 32711: | | | | 565.50 |
| 32712 | 2960 2960-6 | Karen Davy Reimbursement, Deputy Davy; NASRO training | 06/26/2015 | 345.00 |
| Total for Check Number 32712: | | | | 345.00 |
| 32713 | 0699 24901 0001062 | Department of Licensing Feser; landscape architect license | 06/26/2015 | 360.00 |
| Total for Check Number 32713: | | | | 360.00 |
| 32714 | 1840 53027 | dizard Aquatics; water walkway | 06/26/2015 | 2,709.57 |
| Total for Check Number 32714: | | | | 2,709.57 |
| 32715 | 1213 075070 075115 | Everson's Econo-Vac, Inc. Vactoring truck; clean oil Vactoring truck; clean settling tanks | 06/26/2015 | 415.00 8,400.00 |
| Total for Check Number 32715: | | | | 8,815.00 |
| 32716 | 1996 150615 150615 150615 | Facility Maintenance Contractors Maint shop; janitorial service Maint shop; janitorial service Maint shop; janitorial service | 06/26/2015 | 113.60 56.80 113.60 |
| Total for Check Number 32716: | | | | 284.00 |
| 32717 | 2961 1008155012 1008155012 1008155012 1008155012 1008155012 1008155012 | Global Equipment Company Inc. Maint shop; hose reel Maint shop; hose reel Maint shop; hose reel Maint shop; hose reel. use tax Maint shop; hose reel. use tax Maint shop; hose reel. use tax | 06/26/2015 | 92.73 185.47 185.47 -7.34 -14.69 -14.69 |
| Total for Check Number 32717: | | | | 426.95 |
| 32718 | 1733 133028 133028 133028 | The Good Earth Works, Inc. Maint shop; chain Maint shop; chain Maint shop; chain | 06/26/2015 | 45.55 45.55 22.77 |
| Total for Check Number 32718: | | | | 113.87 |
| 32719 | 2648 2648-6 | Hart's Gymnastics Instructor payments; Gymnastics, Spring | 06/26/2015 | 472.00 |
| Total for Check Number 32719: | | | | 472.00 |
| 32720 | 1722 2-1199798 2-1222264 2-1230280 2-1232598 | Honey Bucket Skate park; portable toilet 5/28-6/24/15 Mattson; portable toilet 5/28-6/3/15 Cedar Heights; portable toilet 6/3-6/30/15 CCP; toilet service 6/5-7/2/15 | 06/26/2015 | 202.95 87.32 117.50 255.00 |
| Total for Check Number 32720: | | | | 662.77 |

| Check No | Vendor No Invoice No | Vendor Name Description | Check Date Reference | Check Amount |
|-------------------------------|-------------------------|---|-------------------------|--------------|
| 32721 | 1342 | Integra Telecom | 06/26/2015 | |
| | 13049966 | City hall; telephone, 6/8-7/7/15 | | 1,230.98 |
| | 13049966 | Maint shop; telephone, 6/8-7/7/15 | | 177.10 |
| | 13049966 | Maint shop; telephone, 6/8-7/7/15 | | 177.10 |
| | 13049966 | Maint shop; telephone, 6/8-7/7/15 | | 88.56 |
| | 13049966 | Aquatics; telephone, 6/8-7/7/15 | | 90.23 |
| Total for Check Number 32721: | | | | 1,763.97 |
| 32722 | 1803 | Iron Mountain | 06/26/2015 | |
| | LMF5542 | Document storage; 6/1-6/30/15 | | 153.92 |
| Total for Check Number 32722: | | | | 153.92 |
| 32723 | 2962 | Jennings Equipment Inc. | 06/26/2015 | |
| | 58580 | Fealy/Gaudette; T.M.O.S.T, registration | | 105.02 |
| | 58580 | Fealy/Gaudette; T.M.O.S.T, registration | | 52.52 |
| | 58580 | Fealy/Gaudette; T.M.O.S.T, registration | | 105.02 |
| Total for Check Number 32723: | | | | 262.56 |
| 32724 | 0143 | King County Finance | 06/26/2015 | |
| | 60658-60665 | Street services | | 4,571.93 |
| Total for Check Number 32724: | | | | 4,571.93 |
| 32725 | 0641 | King County Sheriff's Office | 06/26/2015 | |
| | 15-0358 | Sheriffs office; lease, January - May 2015 | | -9,395.85 |
| | 15-0358 | Police services; January - May 2015 | | 1,255,631.50 |
| Total for Check Number 32725: | | | | 1,246,235.65 |
| 32726 | 1878 | MacLeod Reckord | 06/26/2015 | |
| | 7133 | CCP; Phase 2, engineering, 5/1-5/31/15 | | 982.86 |
| Total for Check Number 32726: | | | | 982.86 |
| 32727 | 2523 | Maple Valley Truck & Equipment | 06/26/2015 | |
| | 4904 | #2396; machine hole in plates | | 8.68 |
| | 4904 | #2396; machine hole in plates | | 17.38 |
| | 4904 | #2396; machine hole in plates | | 17.38 |
| Total for Check Number 32727: | | | | 43.44 |
| 32728 | 2963 | Medina Entertainment Resources | 06/26/2015 | |
| | 2963-Deposit | Volunteer appreciation; entertainment deposit | | 425.00 |
| Total for Check Number 32728: | | | | 425.00 |
| 32729 | 2550 | Motorplex Pro-Tow | 06/26/2015 | |
| | 74181 | #3420; repairs | | 4,237.29 |
| Total for Check Number 32729: | | | | 4,237.29 |
| 32730 | 0004 | Office Depot | 06/26/2015 | |
| | 772109981001 | Office supplies | | 194.40 |
| | 772109981001 | Thompson; keyboard | | 64.46 |
| | 772109981001 | Thompson; keyboard | | 11.38 |
| | 772109981001 | Paper cups | | 46.80 |
| | 774547416001 | Office supplies | | 185.98 |
| | 774547758001 | Kirshenbaum; desk chair | | 238.91 |

| Check No | Vendor No Invoice No | Vendor Name Description | Check Date Reference | Check Amount |
|----------|---|--|-------------------------------|----------------------------|
| | | | Total for Check Number 32730: | 741.93 |
| 32731 | 0164 2004515-JN15 | Pitney Bowes Pitney Bowes lease, 3/30-6/30/15 | 06/26/2015 | 716.76 |
| | | | Total for Check Number 32731: | 716.76 |
| 32732 | 0161 | Puget Sound Energy | 06/26/2015 | |
| | 200003986730-6 | Streets; electricity 5/2-6/2/15 | | 63.53 |
| | 200003987282-6 | Streets; electricity 5/5-6/3/15 | | 47.54 |
| | 200003987464-6 | Streets; electricity 5/5-6/3/15 | | 11.82 |
| | 200004045635-6 | Streets; electricity 5/2-6/2/15 | | 65.28 |
| | 200004045866-6 | Streets; electricity 5/5-6/3/15 | | 52.30 |
| | 200005568858-6 | Streets; electricity 4/30-5/31/15 | | 63.30 |
| | 200013103656-6 | CCP; electricity 4/30-5/31/15 | | 29.45 |
| | 200013951476-6 | Streets; electricity 4/30-5/31/15 | | 44.40 |
| | 200014568881-6 | Maint shop; electricity 4/30-5/31/15 | | 64.52 |
| | 200014568881-6 | Maint shop; electricity 4/30-5/31/15 | | 64.52 |
| | 200014568881-6 | Maint shop; electricity 4/30-5/31/15 | | 32.27 |
| | 200022909309-6 | Streets; electricity 5/2-6/2/15 | | 35.01 |
| | 200022909689-6 | Skate park; electricity 5/5-6/3/15 | | 12.78 |
| | 300000001770-6 | City tree; electricity 4/3-6/2/15 | | 21.68 |
| | 300000001770-6 | Streets; electricity 4/3-6/2/15 | | 21.68 |
| | 300000001788-6 | Streets; electricity 4/2-6/1/15 | | 133.91 |
| | 300000001788-6 | Streets; electricity 4/2-6/1/15 | | 16,360.79 |
| | 300000001804-6 | Streets; electricity 4/1-5/31/15 | | 170.87 |
| | 300000007934-6 | City hall; natural gas 5/2-6/2/15 | | 59.20 |
| | 300000007934-6 | City hall; natural gas 4/3-5/1/15 | | 123.64 |
| | 300000007934-6 | City hall; electricity 5/2-6/2/15 | | 1,639.46 |
| | 300000007934-6 | City hall; electricity 4/3-5/1/15 | | 1,561.68 |
| | 300000011266-6 | SR 516; electricity 4/3-6/2/15 | | 300.74 |
| | 300000011266-6 | Crystal view; electricity 4/1-5/31/15 | | 21.68 |
| | 400000729782-6 | Street light installation | | 803.36 |
| | | | Total for Check Number 32732: | 21,805.41 |
| 32733 | 0745 260845 | Rainier Industries, Ltd City of Covington flag | 06/26/2015 | 396.22 |
| | | | Total for Check Number 32733: | 396.22 |
| 32734 | 1197 00052341 | Rainier Wood Recyclers Brush dump fees | 06/26/2015 | 30.00 |
| | | | Total for Check Number 32734: | 30.00 |
| 32735 | 2474 1317 | SCORE Jail costs; May | 06/26/2015 | 12,028.00 |
| | | | Total for Check Number 32735: | 12,028.00 |
| 32736 | 1905 C831681-701 C831723-701 | Sharp Electronics Corporation Workroom copier usage 4/30-5/25/15 Aquatics; copiers' usage 5/5-6/9/15 | 06/26/2015 | 1,097.29 77.42 |
| | | | Total for Check Number 32736: | 1,174.71 |
| 32737 | 0993 0700-906800-6 0700-927900-6 0700-927900-6 | Soos Creek Water & Sewer Dist. Aquatics; sewer, 4/1-5/31/15 Maint shop; sewer, 4/1-5/31/15 Maint shop; sewer, 4/1-5/31/15 | 06/26/2015 | 1,263.86 25.41 50.80 |

| Check No | Vendor No Invoice No | Vendor Name Description | Check Date Reference | Check Amount |
|----------|-------------------------|---|-------------------------------|--------------|
| | 0700-927900-6 | Maint shop; sewer, 4/1-5/31/15 | | 50.80 |
| | | | Total for Check Number 32737: | 1,390.87 |
| 32738 | 1903 | Sound Publishing, Inc. | 06/26/2015 | |
| | 729481 | CIP 1014; legal notices | | 692.26 |
| | 729481 | CIP 1029; legal notices | | 609.94 |
| | 729481 | Weekly bulletins, 5/1, 5/8, 5/15, 5/22 | | 1,216.04 |
| | | | Total for Check Number 32738: | 2,518.24 |
| 32739 | 0217 | State Auditor's Office | 06/26/2015 | |
| | L108874 | Audit fees; May | | 14,272.65 |
| | | | Total for Check Number 32739: | 14,272.65 |
| 32740 | 1523 | Kelly Thompson | 06/26/2015 | |
| | 1523-6 | Thompson; Communication seminar, parking/mi | | 42.42 |
| | 1523-6 | Thompson; Communication seminar, parking/mi | | 7.49 |
| | 1523-6 | Thompson; Communication seminar, per diem | | 6.39 |
| | 1523-6 | Thompson; Communication seminar, per diem | | 36.21 |
| | | | Total for Check Number 32740: | 92.51 |
| 32741 | 2103 | US Bancorp Equip Finance Inc. | 06/26/2015 | |
| | 280038357 | Copier lease | | 130.32 |
| | 280038357 | Copier lease | | 86.88 |
| | 280936360 | Workroom, copier lease | | 639.10 |
| | | | Total for Check Number 32741: | 856.30 |
| 32742 | 1105 | Washington State Patrol | 06/26/2015 | |
| | I15008431 | Background checks | | 10.00 |
| | | | Total for Check Number 32742: | 10.00 |
| | | | Total for 6/26/2015: | 1,484,125.31 |
| | | | Report Total (58 checks): | 1,484,125.31 |

July 2, 2015

City of Covington

Payroll Approval

- Request Council approval for payment of Payroll dated 07/02/15 consisting of:

PAYLOCITY CHECK # 1003916801 through PAYLOCITY CHECK # 1003916810 and
PAYLOCITY CHECK # 1003916886 through PAYLOCITY CHECK # 1003916886 inclusive,
plus employee direct deposits

IN THE AMOUNT OF \$174,250.20

WE, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE CLAIMS ARE JUST, DUE AND UNPAID OBLIGATIONS AGAINST THE CITY OF COVINGTON, WASHINGTON, COUNTY OF KING, AND THAT WE ARE AUTHORIZED TO AUTHENTICATE AND CERTIFY SAID CLAIMS PER THE ATTACHED COUNCIL APPROVAL REPORT.

Cassandra Parker
Senior Accountant

Mark Lanza
City Councilmember

Jeff Wagner
City Councilmember

Marlla Mhoon
City Councilmember

Council Meeting Date Approved: _____

07/02/15 Payroll Voucher

Payroll Checks for Account Paylocity Account

| Check/Voucher | Check Type | Check Date | Employee Id | Employee Name | Net Amount |
|---------------|------------|------------|-------------|------------------------------|------------|
| 110000 | Regular | 7/2/2015 | 503 | Bolli, Regan H | 4,584.55 |
| 110001 | Regular | 7/2/2015 | 246 | Kirshenbaum, Kathleen | 535.68 |
| 110002 | Regular | 7/2/2015 | 243 | Lyon, Valerie | 1,485.70 |
| 110003 | Regular | 7/2/2015 | 234 | Mhoon, Darren S | 1,469.26 |
| 110004 | Regular | 7/2/2015 | 162 | Michaud, Joan M | 2,187.70 |
| 110005 | Regular | 7/2/2015 | 123 | Scott, Sharon G | 2,541.67 |
| 110006 | Regular | 7/2/2015 | 313 | Slate, Karla J | 2,508.30 |
| 110007 | Regular | 7/2/2015 | 275 | Hart, Richard | 3,476.33 |
| 110008 | Regular | 7/2/2015 | 368 | Mueller, Ann M | 1,261.04 |
| 110009 | Regular | 7/2/2015 | 180 | Cles, Staci M | 1,871.11 |
| 110010 | Regular | 7/2/2015 | 146 | Hagen, Lindsay K | 1,617.74 |
| 110011 | Regular | 7/2/2015 | 235 | Hendrickson, Robert | 3,813.07 |
| 110012 | Regular | 7/2/2015 | 105 | Parker, Cassandra | 2,610.88 |
| 110013 | Regular | 7/2/2015 | 454 | Salazar-Delatorre, Viviana J | 206.99 |
| 110014 | Regular | 7/2/2015 | 374 | Allen, Joshua C | 1,957.06 |
| 110015 | Regular | 7/2/2015 | 482 | Cruz, Garrett M | 784.69 |
| 110016 | Regular | 7/2/2015 | 353 | Dalton, Jesse J | 1,990.63 |
| 110017 | Regular | 7/2/2015 | 373 | Fealy, William J | 1,767.83 |
| 110018 | Regular | 7/2/2015 | 301 | Gaudette, John J | 2,294.64 |
| 110019 | Regular | 7/2/2015 | 511 | Goranson, Gage W | 989.95 |
| 110020 | Regular | 7/2/2015 | 186 | Junkin, Ross D | 2,858.07 |
| 110021 | Regular | 7/2/2015 | 457 | Smith, Nathan H | 1,106.43 |
| 110022 | Regular | 7/2/2015 | 268 | Bykonen, Brian D | 2,209.04 |
| 110023 | Regular | 7/2/2015 | 279 | Christenson, Gregg R | 2,785.03 |
| 110024 | Regular | 7/2/2015 | 270 | Lyons, Salina K | 2,332.25 |
| 110025 | Regular | 7/2/2015 | 269 | Meyers, Robert L | 3,443.90 |
| 110026 | Regular | 7/2/2015 | 284 | Ogren, Nelson W | 2,811.62 |
| 110027 | Regular | 7/2/2015 | 266 | Thompson, Kelly | 2,175.37 |
| 110028 | Regular | 7/2/2015 | 518 | Islam, Shahinur | 415.86 |
| 110029 | Regular | 7/2/2015 | 307 | Morrissey, Mayson | 2,968.00 |
| 110030 | Regular | 7/2/2015 | 199 | Bahl, Rachel A | 2,106.36 |
| 110031 | Regular | 7/2/2015 | 451 | Conway, Sean | 1,597.22 |
| 110032 | Regular | 7/2/2015 | 428 | Feser, Angela M | 2,280.80 |
| 110033 | Regular | 7/2/2015 | 448 | Finazzo, Dominic V | 1,558.76 |
| 110034 | Regular | 7/2/2015 | 305 | Kiselyov, Tatyana | 1,597.22 |
| 110035 | Regular | 7/2/2015 | 453 | Leung, Rachael M | 1,295.62 |
| 110036 | Regular | 7/2/2015 | 397 | Martinsons, Jaquelyn | 226.99 |
| 110037 | Regular | 7/2/2015 | 195 | Patterson, Clifford | 2,484.06 |
| 110038 | Regular | 7/2/2015 | 306 | Thomas, Scott R | 3,647.05 |
| 110039 | Regular | 7/2/2015 | 106 | Bates, Shellie L | 2,113.67 |
| 110040 | Regular | 7/2/2015 | 349 | Buck, Shawn M | 1,776.30 |
| 110041 | Regular | 7/2/2015 | 273 | French, Fred | 240.88 |
| 110042 | Regular | 7/2/2015 | 436 | Lindskov, Robert T | 3,033.51 |
| 110043 | Regular | 7/2/2015 | 257 | Parrish, Benjamin A | 2,020.67 |
| 110044 | Regular | 7/2/2015 | 173 | Vondran, Donald M | 3,722.53 |
| 110045 | Regular | 7/2/2015 | 252 | Wesley, Daniel A | 2,224.67 |
| 110046 | Regular | 7/2/2015 | 388 | Andrews, Kaitlyn E | 153.77 |
| 110047 | Regular | 7/2/2015 | 434 | Bailey, Brooke | 85.81 |
| 110048 | Regular | 7/2/2015 | 481 | Binder, Jordan M | 510.97 |
| 110049 | Regular | 7/2/2015 | 393 | Blakely, Coleman P. | 584.14 |
| 110050 | Regular | 7/2/2015 | 379 | Carrillo, Anthony G | 335.47 |
| 110051 | Regular | 7/2/2015 | 514 | Collins, Ashtyn E | 66.66 |
| 110052 | Regular | 7/2/2015 | 258 | Cox, Melissa | 529.70 |

| | | | |
|----------------------------------|-----------------|-----------------------------|-------------------|
| 110053 Regular | 7/2/2015 | 385 Cranstoun, Alexander M | 666.55 |
| 110054 Regular | 7/2/2015 | 338 Felcyn, Adam | 320.34 |
| 110055 Regular | 7/2/2015 | 366 Foxworthy, Rebecca | 561.66 |
| 110056 Regular | 7/2/2015 | 505 Gormley, Hannah E | 100.79 |
| 110057 Regular | 7/2/2015 | 508 Halbert, Olivia M | 45.48 |
| 110058 Regular | 7/2/2015 | 460 Hatch, Christopher | 92.79 |
| 110059 Regular | 7/2/2015 | 512 Hauer, Colton A | 22.75 |
| 110060 Regular | 7/2/2015 | 425 Knox, John Q | 161.88 |
| 110061 Regular | 7/2/2015 | 426 Knox, Patrick L | 408.66 |
| 110062 Regular | 7/2/2015 | 410 Lanz, Avalon A. | 462.95 |
| 110063 Regular | 7/2/2015 | 438 Mashika, Myroslav | 31.27 |
| 110064 Regular | 7/2/2015 | 479 Mazick, Hailie | 238.71 |
| 110065 Regular | 7/2/2015 | 483 Medel, Erick | 249.39 |
| 110066 Regular | 7/2/2015 | 340 Middleton, Jordan | 436.10 |
| 110067 Regular | 7/2/2015 | 439 Newman, Ashley M | 381.92 |
| 110068 Regular | 7/2/2015 | 413 Perko, Alyssa M. | 242.91 |
| 110069 Regular | 7/2/2015 | 312 Perko, Roxanne H | 388.56 |
| 110070 Regular | 7/2/2015 | 445 Portin, Andrew | 327.92 |
| 110071 Regular | 7/2/2015 | 319 Praggastis, Alexander | 203.40 |
| 110072 Regular | 7/2/2015 | 387 Praggastis, Elena C | 279.50 |
| 110073 Regular | 7/2/2015 | 484 Roth, Alexander E | 118.37 |
| 110074 Regular | 7/2/2015 | 493 Sears, Andrew J | 151.88 |
| 110075 Regular | 7/2/2015 | 492 Spencer, Ethan R | 176.27 |
| 110076 Regular | 7/2/2015 | 432 Wilton, Sara J | 128.46 |
| 110077 Regular | 7/2/2015 | 487 Bykonen, Tyler B | 21.37 |
| 110078 Regular | 7/2/2015 | 486 Camp, Alicia M | 80.14 |
| 110079 Regular | 7/2/2015 | 500 White, Preston A | 66.39 |
| 110080 Regular | 7/2/2015 | 116 Beaufriere, Noreen | 2,841.80 |
| 110081 Regular | 7/2/2015 | 137 Throm, Victoria J | 1,945.42 |
| 1003916801 Regular | 7/2/2015 | 364 Newell, Nancy J | 105.28 |
| 1003916802 Regular | 7/2/2015 | 510 Thibeault, James J | 501.84 |
| 1003916803 Regular | 7/2/2015 | 499 Goodman, Ryan A | 441.83 |
| 1003916804 Regular | 7/2/2015 | 378 Bell, Colin Q | 464.55 |
| 1003916805 Regular | 7/2/2015 | 430 Hanson, Sean C | 555.87 |
| 1003916806 Regular | 7/2/2015 | 399 Jensen, Emily A | 308.95 |
| 1003916807 Regular | 7/2/2015 | 316 Johansen, Andrea | 902.59 |
| 1003916808 Regular | 7/2/2015 | 400 Quintos, Edward Louie D | 232.22 |
| 1003916809 Regular | 7/2/2015 | 480 Woods, Dylan J | 461.83 |
| 1003916810 Regular | 7/2/2015 | 395 Wunschel, Ethan G. | 420.53 |
| Totals for Payroll Checks | 92 Items | | 112,802.34 |

Third Party Checks for Account Paylocity Account

| Check/Voucher | Check Type | Check Date | Employee Id | Employee Name | Net Amount |
|--------------------------------------|------------|----------------|-------------|-------------------------------------|------------------|
| 110082 | AGENCY | 7/2/2015 | 401SS | ICMA Retirement Trust | 17,868.74 |
| 110083 | AGENCY | 7/2/2015 | 457Ex | Vantagepoint Transfer Agent-457 | 348.63 |
| 110084 | AGENCY | 7/2/2015 | CICOV | City of Covington | 2,824.76 |
| 110085 | AGENCY | 7/2/2015 | | Emp City of Covington Employee Fund | 87.00 |
| 110086 | AGENCY | 7/2/2015 | IC401 | ICMA Retirement Trust | 15,422.36 |
| 110087 | AGENCY | 7/2/2015 | IC457 | ICMA Retirement Trust | 2,103.11 |
| 110088 | AGENCY | 7/2/2015 | ROTH | ICMA Retirement Trust | 150.00 |
| 110089 | AGENCY | 7/2/2015 | VEBA | HRA VEBA Trust Contributions | 1,711.75 |
| 1003916886 | AGENCY | 7/2/2015 | JG1 | WASH CHILD SUPPORT | 110.41 |
| Totals for Third Party Checks | | 9 Items | | | 40,626.76 |

| | |
|-----------------|-----------|
| Tax Liabilities | 20,588.33 |
| Paylocity Fees | 232.77 |

Grand Total \$ 174,250.20

SUBJECT: AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH GRAY & OSBORNE, INC. FOR THE DESIGN OF 164th AVENUE SE PEDESTRIAN IMPROVEMENTS.

RECOMMENDED BY: Don Vondran, PE, Public Works Director

ATTACHMENT(S):

1. Gray & Osborne, Inc. Task Order Number 007

PREPARED BY: Bob Lindskov, City Engineer

EXPLANATION:

Last year the council added the 164th Avenue SE Pedestrian Improvement project (CIP 1086) to the 2015-2016 6 Year TIP. In addition, council added \$90,000 into the 2015 Budget in order to design the project. This Task Order will allow for the design to be completed by Gray & Osborne. Our hopes are that design can be completed this summer, allowing the City to apply for a TIB Urban Sidewalk Program grant at the end of August.

The Task Order includes the design of a 5' separated walkway on the east side of 164th Avenue SE between SE 264th Street and just south of SE 269th Street. The design will also include a drainage swale with underdrainage to convey and treat surface water. Once constructed, this will provide a continuous separated walkway/sidewalk from Kentwood High School to the Covington Library.

FISCAL IMPACT:

We are requesting that the council authorize the agreement in the amount of \$92,940 for the design services of the 164th Avenue SE Pedestrian Improvement project from SE 269th Street to SE 264th Street. The Task Order amount is close to our independent estimate of \$90,000. The balance of \$2,940 would be covered from the general fund.

CITY COUNCIL ACTION: Ordinance Resolution Motion Other

Council member _____ moves, Council member _____ seconds, to authorize the City Manager to execute Task Assignment Number 007, as attached hereto, with Gray & Osborne, Inc. for the design of the 164th Avenue SE Pedestrian Improvement project.

REVIEWED BY: City Manager, City Attorney, Finance Director

Formal Task Assignment Document

Task Number 007

The general provisions and clauses of Agreement 1159-13 shall be in full force and effect for this Task Assignment

Location of Project: 164th Avenue SE (SE 269th Street to SE 264th Street)

Project Title: 164th Avenue SE Pedestrian Improvements

Maximum Amount Payable Per Task Assignment: \$92,940.00

Completion Date: December 31, 2016

Description of Work:

(Note attachments and give brief description)

This task order is for design services for the 164th Avenue SE Pedestrian Improvements from SE 269th Street to SE 264th Street. Improvements will include ADA compliant pedestrian path and/or cement concrete sidewalk, retaining walls, driveway approaches and storm drainage improvements.

See attached Scope of Work.

Agency Project Manager Signature: _____ Date: _____

Oral Authorization Date: _____ See Letter Dated: _____

Consultant Signature: Thomas M. Zurek Date: 6/18/15

Agency Approving Authority: _____ Date: _____

EXHIBIT A-2

SCOPE OF WORK

CITY OF COVINGTON 164TH AVENUE SE PEDESTRIAN IMPROVEMENTS

PROJECT OBJECTIVE

The City of Covington (Agency) desires to retain professional engineering services to prepare preliminary and final plans, specifications, and cost estimates (PS&E) for this locally funded pedestrian improvement project. The project is located within the corporate City limits, more particularly, that section of 164th Avenue SE from approximately 190 feet north of SE 269th Street to SE 264th Street. The development of the PS&E documents shall be formatted in compliance with Agency requirements.

This project includes, but is not specifically limited to, pedestrian improvements on the east side of 164th Avenue SE. Improvements may include sections of cement concrete curb, gutter and sidewalks, separated asphalt path or other similar improvements, minimal storm system improvements, retaining walls, utility coordination, City coordination, minor channelization/signing and development of a right-of-way plan. The existing culvert will not require modification/extension

DESIGN SERVICES

Task 1 – Project Management

- A. Provide overall project management services including:
 - 1. Preparation and execution of subcontracts
 - 2. Project staff and subconsultant management
 - 3. Implementation of quality control program
 - 4. Management of project budget and schedule
- B. Prepare and submit progress report with monthly invoice.

Task 2 – Geotechnical Analysis

- A. Gray & Osborne, Inc. scope of work includes:
 - 1. Manage and coordinate “deliverables” provided by our subconsultant, PanGEO, Inc.
 - 2. Conduct project meeting with key design team members to discuss geotechnical report and include applicable geotechnical recommendations in bid/construction documents.

- B. PanGEO, Inc. (subconsultant) scope of work includes:
1. **Site Reconnaissance** – PanGEO will conduct a reconnaissance along the project alignment to observe surface conditions that could impact the proposed improvements. During the reconnaissance, PanGEO will mark test boring locations for utility locates.
 2. **Subsurface Explorations** – PanGEO proposes drilling a total of five test borings along the project alignment. The test borings will be generally drilled to about maximum depth of about 10 feet. Standard Penetration Tests will be conducted in the test borings to evaluate the density of the site soils. The boring locations will be selected on a later date, after completion of the site reconnaissance, and consultations with Gray & Osborne and the City.
 3. **Laboratory Tests** – Laboratory tests will be conducted on representative soil samples. The tests may include natural moisture contents and grain size distribution, and Cat-ion Exchange Capacity.
 4. **Meeting** – PanGEO budgeted one meeting at the G&O office to discuss our findings.
 5. **Report** – A draft report will be prepared and submitted to the project team for review. The draft report will be revised and finalized upon receipt of review comments from the project team. In general, PanGEO’s report will include:
 - A site map with approximate boring locations;
 - Description of surface and subsurface (soil and groundwater) conditions, including boring logs;
 - Geotechnical recommendations for selection of retaining wall types and design parameters;
 - Recommendations for trenching and backfilling; and
 - Recommendations for sidewalk subgrade preparation, including conventional and pervious concrete;
 6. **Post Report Consultation** – PanGEO will provide post report consultation on an as-needed basis.

Task 3 – Environmental Classification Summary, SEPA Checklist and DOE Stormwater Permit

- A. Prepare and submit an Environmental Classification Summary (ECS) document for the project to the Region Local Programs Engineer (H&LP) for review and approval.
- B. Review and resubmit the ECS as necessary after review by H&LP until approval is attained.
- C. Prepare and submit draft SEPA checklist and revise the document as necessary before preparing final documents for Agency processing. Agency to provide threshold determination and publish determination as may be required.
- D. Prepare permit and notice of intent for Agency review. Permit will be prepared to transmit to Contractor after contract execution.

Task 4 – Cultural Survey Services

- A. Gray & Osborne, Inc. scope of work includes:
 - 1. Manage and coordinate “deliverables” provided by our subconsultant, Cultural Resource Consultants, Inc.
- B. Cultural Resource Consultants, Inc. (subconsultant) scope of work includes:

Task 1 – Background Research

CRC will conduct a search of site files recorded at Washington Department of Archaeology and Historic Preservation (DAHP); review of relevant correspondence between the project proponent, stakeholders and DAHP; and, review of pertinent environmental, archaeological, ethnographic and historical information appropriate to the project area.

Task 2 – Tribal Contact

CRC will contact the cultural resources staff of tribes that may have an interest in the project area.

Task 3 – Field Identification

CRC will provide a field investigation of the project location for identification of archaeological and historical resources and, if necessary, excavation of shovel test probes or other exploratory excavations in environments that might contain buried archaeological deposits. Field methods will be consistent with DAHP guidelines.

Task 4 – Documentation of Findings

CRC will document and record archaeological and historic sites within the project area, including preparation of Washington State archaeological and/or historic site(s) forms. Documentation will be consistent with DAHP standards.

Task 5 – Cultural Resources Assessment Report

CRC will prepare a technical memo describing background research, field methods, results of investigations, and management recommendations. The report will provide supporting documentation of findings, including maps and photographs, and will conform to DAHP reporting standards. Report and support materials will be provided electronically and on a CD. Print copies will be provided upon request.

Task 5 – Community and Agency Coordination

- A. Support City staff at one public meeting. Prepare conceptual drawings/exhibits for use. The City shall arrange for the meeting time and location.
- B. Assist City staff by participating in public presentation to the City Council and/or prepare documentation for this review.
- C. Participate at one additional project meeting with City staff to review project, identify concerns, assess status of deliverables, answer questions, walk project, etc., during the course of the project.

Task 6 – Quality Control/Quality Assurance Meetings

- A. Conduct three in-house quality control/quality assurance (QA/QC) meetings during the course of the project. The meetings will take place at the approximate 5, 65, and 90 percent status. The meetings will include review by qualified senior staff members, key design team members, and Agency staff (as required/desired).
- B. Incorporate pertinent recommendations and suggestions into bid/construction documents regarding QA/QC reviews.

Task 7 – Acquire, Incorporate and Map Survey Data

- A. Establish vertical and horizontal control for survey and mapping within project corridor suitable for design at a scale of 1"=20' (horizontal). Vertical and horizontal control shall be on City-approved datum. This work to be performed by Gray & Osborne survey crew.

- B. Acquire records of survey, plat maps, assessor maps, etc., as needed and necessary to establish centerline of right-of-way. Identify and map right-of-way (centerline and edges).
- C. Acquire topographical survey of site (within and adjacent to project corridor) sufficient in nature to support design activities. Work shall include establishing surface grades, pavement edges, utility poles, hydrants, valves, fences, major trees and significant landscaping, sidewalks, driveways, sanitary and storm sewers, etc., in sufficient detail to support design.
- D. Acquire “off-site” survey sufficient in nature to support design activities at properties abutting project corridor, intersecting streets, and all driveways to facilitate incorporation of ingress/egress corridors into design and in sufficient detail to identify impacts and provide adequate mitigation to adjacent properties. Note: This work assumes right of access will be granted by property owners if necessary.
- E. Incorporate all electronic files and create base map of the project corridor.

- Note: (1) Our task work assumes adequate physical control points are located within 1/4 mile of site (recorded reference points, monuments, etc.).
- (2) A record of survey is not required for this project.

Task 8 – Conceptual and Preliminary Design

- A. Develop preliminary concepts (35 percent level of design) and exhibits for use in public meeting, staff meeting, etc., for evaluation and recommended design.
- B. Incorporate, as may be available, utility as-built or record drawing information, plat map (property line) information, survey data, and other available and relevant information into the development of a base map.
- C. Prepare specifications in WSDOT Standard Specifications (2014) and City-approved format, to also include proposal, contract, and bonding documents. Specifications shall be prepared similar in format to previous and similar products prepared by Gray & Osborne, Inc. for the City.
- D. Design storm drainage facilities for the collection, treatment, and detention (if necessary) of stormwater facilities sufficient to support the “project” and per applicable Department of Ecology and City standards. This work assumes adequate downstream capacity exists and “downstream” improvements beyond the scope of this “project” will not be required as part of this design.
- E. Prepare preliminary plans, drawings, special details, etc., of all pedestrian facilities, storm facilities, retaining walls, driveway profiles, and related

facilities at 60 and 90 percent levels of design, and in City-approved format to include updated engineer's cost estimate(s). Submit (two copies) plan sets and specifications (including updated cost estimates) to City for review and comment at 60 and 90 percent intervals. Incorporate applicable City comments. Note: Plans to be formatted in similar style as provided to the City on previous City funded projected developed by Gray & Osborne, Inc.

- F. Prepare draft right-of-way plan identifying necessary right-of-way and/or easements to construct the proposed improvements.

Task 9 – Utility Coordination

- A. Provide information to the utility (telephone, electrical, cable television, water, sewer and City-owned utilities) as may be available regarding the utility owner's possible relocation, and/or conflict resolution of utility infrastructure, through correspondence with the service provider(s), while representing the Agency's interests.

Task 10 – Final Design Plans and Specifications

- A. Prepare and submit final (100 percent) project plans, specifications, construction cost estimates and right-of-way plan to include evaluation and incorporation of all previous and necessary City comments.
- B. Prepare and submit final SEPA Checklist. Incorporate applicable City review comments to include such revisions or clarifications as may be necessitated.

DOCUMENTS TO BE FURNISHED BY CONSULTANT

- Electronic file of all Final Plans (AutoCAD) and Specifications (MS Word) and addenda (as may be applicable).
- Hard copy of Plans and Specifications and Cost Estimates to include any addenda (as may be applicable).
- Two sets of Plans, Specifications, and Cost Estimates at each of the three submittal intervals (35, 60, and 90 percent) listed in the scope of work.
- Copy of all photographs, exhibits, and drawings, prepared as part of this Project.

EXHIBIT E-2

CONSULTANT FEE DETERMINATION - SUMMARY SHEET (COST PLUS FIXED FEE)

Project: City of Covington - 164th Avenue SE Pedestrian Improvements (Task 007)

Additional Engineering Costs

Direct Salary Cost (DSC):

| Discipline Required | Estimated Hours | Estimated Rate | Estimated Amount |
|-------------------------------------|-----------------|----------------|------------------|
| Principal-in-Charge | 16 | \$35 to \$59 | \$896 |
| Project Manager/Engineer | 120 | \$35 to \$56 | \$5,520 |
| Civil Engineers | 288 | \$24 to \$36 | \$10,368 |
| Structural Engineer | 32 | \$36 to \$49 | \$1,472 |
| Survey Technician/CADD Technician | 112 | \$29 to \$36 | \$3,024 |
| Professional Land Surveyor (P.L.S.) | 24 | \$34 to \$38 | \$912 |
| Survey Crew | 32 | \$45 to \$65 | \$2,080 |

Subtotal Direct Labor Costs (DLC): \$ 24,272

Indirect Labor Costs (Overhead) @ 191.21% x DLC: \$ 46,410

Fee @ 30% x DLC: \$ 7,282

Direct Non-Salary Cost:

Mileage (at \$0.57/mile), Printing, Photographs, Misc. Expenses \$ 700

Subconsultant (Incl. 10% Markup)

PanGEO, Inc. \$ 11,196

Cultural Resource Consultants, Inc. \$ 3,080

TOTAL ESTIMATED COST: \$ 92,940

SUBJECT: AMENDMENTS TO COVINGTON’S MUNICIPAL CODE (CMC) Titles 6 and 18
FOR ANIMAL CONTROL REGULATIONS

RECOMMENDED BY: Planning Commission

ATTACHMENT(S):

1. Proposed Ordinance adopting amendments to the animal control regulations with Exhibit A
2. Comparison of animal control regulations with other cities
3. Typical lot animal density comparison with neighboring communities

PREPARED BY: Richard Hart, Director of Community Development
Brian Bykonen, Associate Planner & Code Enforcement Officer

EXPLANATION:

Background

At the request of the City Council, as part of the 2015 Planning Commission Work Program, the city staff and planning commission have reviewed our current regulations governing the keeping of animals in all residential and commercial zones. Specifically, staff and the commission focused on all domestic animals that are typically kept on residential lots and that can often have negative impacts on residential neighborhoods. We also reviewed animal control ordinances of surrounding communities and other cities of similar size, as well as the King County animal control regulations. See Attachment 2 and 3.

The city’s current animal control regulations are outdated and somewhat unclear in several sections regarding definitions for small animals, fowl, birds, livestock and swine. Our regulations are left over from King County regulations adopted when the city incorporated in 1997 and have not been comprehensively evaluated and updated in that ensuing 18 years.

Staff concluded the best approach would be to repeal or modify the existing regulations in Chapter 6.05, selected definitions in 18.20, and selected provisions in 18.25, 18.31, and 18.80, and then replace them with new language. Many of the same provisions were included in the proposed regulations. All Chapters were modified and amended for consistency. There are still some distinct Chapters of the King County regulations that are applicable to Covington and are referenced accordingly.

Proposed Amendment Summary Highlights

Highlighted below is a summary of the major areas that we have proposed to amend. Attachment 1, Exhibit A is the proposed version of the animal control regulations as rewritten with all changes.

Highlights of the recommended code amendments are included below:

6.05.010 to .030 is repealed and replaced with all new language referencing the King County animal regulations, including enforcement.

18.20.065 – A new definition of “domestic animal” is provided.

18.20.066 – A new definition of “animal unit” is provided.

18.20.531 – A new definition of “fowl” is provided.

18.20.599.5 – A new definition of “hive” is provided.

18.20.695 to .710 – A new definition of “livestock” and “livestock facilities” is provided.

18.20.1072 – A new definition of “animal shelter” is provided.

18.25.050 – “Animal shelters” are added to the use table for the Industrial (I) and Regional Commercial Mixed Use (RCMU) zoning districts where veterinary clinics are also allowed.

18.25.050 – Kennel and Cattery was added as an allowed use in the Urban Separator (US) zone, the R-4, R-6, and R-8 zones by conditional use permit, and the Industrial (I) zone.

18.31.080 – “Veterinary clinics”, “animal shelters”, “kennels”, and “catteries” are added to the use table for the General Commercial (GC) zoning district.

18.80.015 – New general requirements are provided for domestic animals, kennels, fowl, livestock, potbelly pigs, and bees.

18.80.015 (3) (a) – The number of fowl allowed on lots less than 16,000 sq. ft. is increased to five (5) from the currently allowed three (3) on lots less than 20,000 sq. ft. with a maximum of fifteen allowed on any residential property.

18.80.015 (3) (b) – Structures and confinement areas for fowl shall now be ten (10) feet from property lines and twenty (20) feet from an adjacent dwelling.

18.80.015 (3) (c) - Roosters and peafowl will not be permitted within the city limits in the future.

18.80.017 (2) – Additional standards for nuisances are added to the enforcement provisions.

18.80.018 – A new section is added for amortization of existing animals that exceed the required minimums for compliance and to reduce impacts on residential neighborhoods. The planning director and city attorney have expanded the proposed language beyond what was received by the planning commission; however, the intent of the provision remains the same.

Review Process

A SEPA determination of non-significance for the proposed code amendments was issued on June 5, 2015, and no comments or appeals were received on the amendments from other state or local agencies, or the public. The State Department of Commerce was also notified for their 60 day state required review of local ordinance changes on April 30, 2015.

The Planning Commission discussed the proposed changes at public meetings on May 7 and May 21, 2015. The Commission held their required public hearing on June 4, 2015, and several individuals attended offering comments both in support of the proposed changes and expressing concerns about increased regulation of the keeping of animals. The Planning Commission made one minor change to increase the number of fowl allowed on a typical lot from four (4) to five (5). Most cities in south King County allow from three to six fowl. Only a limited few allow greater than five, including Kent and Renton which allow eight on a typical 8,000 sq. ft. residential lot.

At tonight’s city council meeting, council members will review, discuss and consider the Planning Commission’s recommendation and proposed new code provisions. The council may approve and adopt the amendments to the city animal control regulations as provided for in Attachment 1, modify the Commission recommendation, or refer the regulations back to the Commission and staff for further study.

ALTERNATIVES:

- 1. Recommend amendments to the proposed ordinance.
- 2. Return the issue to city staff and the Planning Commission for further study and analysis.

FISCAL IMPACT:

None, outside of the minimal staff time to administer and enforce the regulations after adoption.

CITY COUNCIL ACTION: X Ordinance Resolution Motion Other

Council member _____ moves, Council member _____ seconds, to pass an Ordinance, in substantial form as attached hereto, to amend portions of Title 6 and 18 of the Covington Municipal Code relating to animal control regulations.

REVIEWED BY: City Manager; Finance Director; City Attorney.

ORDINANCE NO. 05-15

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON AMENDING THE CITY OF COVINGTON ANIMAL CONTROL REGULATIONS IN CMC TITLES 6 AND 18 RELATING TO THE KEEPING OF DOMESTIC ANIMALS, FOWL, LIVESTOCK, BEES AND POTBELLY PIGS.

WHEREAS, Chapter 35A.63 of the Revised Code of Washington (RCW) empowers the City of Covington to enact land use and zoning regulations including animal control regulations; and

WHEREAS, city staff transmitted the proposed amendments to the Covington animal control regulations to the Washington State Department of Commerce on April 30, 2015, as required under RCW 36.70A.106, and has received no comments from state agencies; and

WHEREAS, the city's SEPA Official conducted a SEPA review and issued a Determination of Non-Significance on June 5, 2015; and

WHEREAS, amendments to Covington's Animal Control Regulations were discussed by Planning Commission at their May 7, 2015 and May 21, 2015 meeting; and

WHEREAS, on June 4, 2015 the Planning Commission held a duly noticed public hearing and considered the amendments to the Animal Control Regulations and forwarded a recommendation to approve to the City Council; and

WHEREAS, the proposed amendments are consistent with the goals, objectives, and policies of the comprehensive plan; and

WHEREAS, the City Council, upon review of the facts, findings and recommendations of the Planning Commission and after reviewing information provided by city staff, find that all applicable and substantive requirements of the law have been met, that the adoption of this ordinance promotes the public health, safety and general welfare of the community, and that the adoption of this ordinance serves the public interest.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The proposed amendments to the Covington Animal Control Regulations in CMC Titles 6 and 18 are hereby amended as set forth in the attached Exhibit A, incorporated herein.

Section 2. This ordinance shall be in full force and effect five days after publication in the city's newspaper of record. A summary of this ordinance may be published in lieu of publishing the ordinance in its entirety.

Section 3. If any provision of this ordinance, or ordinance modified by it, is determined to be invalid or unenforceable for any reason, the remaining provisions of this ordinance and ordinances and/or resolutions modified by it shall remain in force and effect.

Passed by the City Council on the 14th day of July, 2015.

Mayor Margaret Harto

PUBLISHED: July 17, 2015

EFFECTIVE: July 22, 2015

ATTESTED:

Sharon Scott, City Clerk

APPROVED AS TO FORM:

Sara Springer, City Attorney

**PROPOSED AMENDMENTS TO COVINGTON MUNICIPAL CODE (CMC)
ANIMAL Control REGULATIONS
CMC Chapters 6.05, 18.20, 18.25.050, 18.31.080, and 18.80**

Chapter 6.05 ANIMAL CONTROL

****CMC 6.05 to be repealed in its entirety and replaced with the following.****

6.05.010 King County Code adopted—Exceptions—Conflicts.

(1) The following chapters of the King County Code (KCC) are adopted by reference as if fully set forth herein, as the same have been amended by King County Ordinance No. 16861, and as they may be amended hereafter, except as otherwise provided for in this Chapter.

- (a) Chapter 11.04, Animal Control Regulations;
- (b) Chapter 11.08, Dog Leash Law;
- (c) Chapter 11.12, Rabies Control;
- (d) Chapter 11.20, Disposition of Fowl and Rabbits;
- (e) Chapter 11.24, Stock Restricted Area;
- (f) Chapter 11.28, Exotic Animals; and
- (g) Chapter 11.32, Guard Dogs.

(2) The following exceptions shall be applied to the King County Code chapters adopted by reference in this chapter:

- (a) “Animal control authority” means the city or the animal control authority of King County, as agent for the city, acting alone or in concert with other municipalities for enforcement of the animal control laws of the city, King County, and the state and the shelter and welfare of animals.
- (b) Unless the context indicates otherwise, “King County” means the city.
- (c) “County department of planning” means the Covington community development department.
- (d) “King County board of appeals” means the Covington City Council; provided, however, that at such time as the city may enter into a contract with King County for the enforcement of the animal control ordinance, the contract may provide for the use of the King County board of appeals in which case the King County board of appeals means the King County board of appeals.
- (e) KCC 11.04.010(B) shall provide that if there is a conflict between a provision of the KCC and a provision of the Covington Municipal Code, the provision of the Covington Municipal Code shall control.

(f) All references in Chapter 11.04 of the KCC to Title 21A of the KCC, which provide for the number of animals that may be kept as part of certain land uses, shall be replaced with a reference to Title 18 of the CMC.

(g) KCC 11.04.050(A) shall provide that the applicant for an original animal shelter, cattery, pet shop, grooming service, or kennel license shall present to the regional animal services section a written statement from the city community development department that the establishment of the animal shelter, cattery, pet shop, grooming service, or kennel at the proposed site is not in violation of the city zoning code under Title 18 CMC, or has a legal nonconforming zoning status, or a conditional use permit has been issued for the intended use.

(h) KCC 11.04.050(B) shall provide that shelters, catteries, pet shops, grooming services, and kennels shall comply with the licensing requirements of the Seattle-King County Department of Public Health. Subject to applicable restrictions in the city's zoning code in Title 18 CMC, the facilities may board animals as authorized by their Seattle-King County Department of Public Health license.

(3) No portion of this chapter shall be deemed to be exclusive or exhaustive in reference to animal control and shall not relieve any person from the duty to observe other and more restrictive local, state, or federal provisions.

(4) The city shall maintain at all times available for review by the general public one copy of King County Code chapters adopted by reference in this chapter.

6.05.020 Enforcement.

(1) The city manager or designee and the regional animal services section of King County are authorized to enforce this chapter and the laws of the state of Washington that pertain to animal cruelty, shelter, welfare, and enforcement of control, consistent with the enforcement provisions set forth in Title 11 of the King County Code and Chapter 1.30 of the Covington Municipal Code.

(2) Notwithstanding the existence or use of any other remedy, the city manager or designee may seek legal or equitable relief to enjoin acts or practices and abate any conditions that constitute a violation of this chapter or other regulations adopted under this chapter.

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Chapter 18.20 TECHNICAL TERMS AND LAND USE DEFINITIONS

18.20.005 Scope of chapter.

This chapter contains definitions of technical and procedural terms used throughout the code and definitions of land uses listed in tables in Chapter 18.25 CMC. The definitions in this chapter supplement the Standard Industrial Classification Manual (SIC). See Chapter 18.10 CMC for rules on interpretation of the code, including use of these definitions. Development standards are found in Chapters 18.30 through 18.100 CMC.

...

18.20.065 Animal, domestic small.

~~“Animal, domestic small” means any animal other than livestock that lives and breeds in a tame condition including, but not limited to: dogs, cats, small birds, hares, rabbits, hamsters, guinea pigs, nonvenomous reptiles and amphibians, and other animals normally associated with a dwelling unit which are kept as household pets, or animals considered to be predatory or wild which are kept outside a dwelling unit all or part of the time. Animals considered predatory or wild, excluding those in zoo animal breeding facilities, shall be considered small animals when they are taken into captivity for the purposes of breeding, domestication, training, hunting or exhibition.~~

18.20.066 Animal unit. “Animal unit” means one equine or bovine, two (2) ponies, or five (5) small livestock.

...

~~**18.20.095 Beehive.** “Beehive” means a structure designed to contain one colony of honey bees (Apis mellifera).~~

...

18.20.531 Fowl. “Fowl” means domesticated Anseriformes (such as ducks, geese, swans, and similar) and Galliformes (such as chickens, turkeys, pheasants, and similar) which are legally held in captivity.

...

18.20.599.5 Hive. “Hive” means a manufactured receptacle or container prepared for the use of bees that includes movable frames, combs, and substances deposited into the hive by bees.

...

18.20.695 Livestock. “Livestock” means any domestic equine, sheep, goats, bovine, llamas, alpacas, emus, ostriches, and swine, or similar animals, grazing animals kept either in open fields or structures for training, boarding, home use, sales, or breeding and production, including but not limited to:

~~(1) Cattle;~~

~~(2) Riding and draft horses;~~

~~(3) Hogs, excluding pigs weighing less than 120 pounds and standing 20 inches or less at the shoulder which are kept as pets or small animals;~~

~~(4) Sheep; and~~

~~(5) Goats.~~

18.20.697 Livestock facility. “Livestock facility” means an accessory building used to house livestock.

18.20.700 Livestock, large. “Livestock, large” means livestock with a weight of 200 pounds or more, cattle, horses, and other livestock generally weighing over 500 pounds.

18.20.710 Livestock, small. “Livestock, small” means livestock weighing less than 200 pounds, hogs, excluding pigs weighing under 120 pounds and standing 20 inches or less at the shoulder which are kept as household pets or small animals, sheep, goats, miniature horses, llamas, alpaca and other livestock generally weighing under 500 pounds.

...

18.20.1072 Shelter, animal. “Shelter, animal” means a facility that is used to house or contain stray, homeless, abandoned or unwanted animals and that is owned, operated, or maintained by a public body, an established humane society, animal welfare society, society for the prevention of cruelty to animals, or other nonprofit organization or person devoted to the welfare, protection, and humane treatment of animals.

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Chapter 18.80
DEVELOPMENT STANDARDS - DOMESTIC ANIMALS, LIVESTOCK, FOWL AND BEES,
HOME OCCUPATION, HOME INDUSTRY

Sections:

- 18.80.010 Purpose.
- 18.80.015 General requirements.
- 18.80.017 Other requirements, nuisances, and enforcement.
- 18.80.020 ~~Repealed. Animal regulations—Small animals.~~
- 18.80.030 ~~Repealed. Animal regulations—Livestock—Purpose.~~
- 18.80.040 ~~Repealed. Animal regulations—Livestock—Densities.~~
- 18.80.050 ~~Repealed. Animal regulations—Livestock—Farm management plans.~~
- 18.80.060 ~~Repealed. Animal regulations—Livestock—Management standards.~~
- 18.80.070 ~~Repealed. Animal regulations—Livestock—Building requirements.~~
- 18.80.080 ~~Repealed. Animal regulations—Livestock—Education and enforcement.~~
- 18.80.090 ~~Repealed. Existing livestock operations.~~
- 18.80.100 Home occupation.
- 18.80.110 Home industry.
- 18.80.120 Protection of agricultural uses.

18.80.010 Purpose.

The purpose of this chapter is to enhance and preserve the compatibility between neighboring properties by regulating the scope and intensity of accessory uses or activities.

18.80.015 General requirements.

The keeping of domestic animals, livestock, fowl, and bees is permitted outright as an accessory use to any primary use, in each case subject to all of the following requirements.

(1) Domestic animals which are kept indoors as household pets in aquariums, terrariums, cages or similar containers are permitted in all zoning districts and shall not be limited in number, except as provided in Chapter 6.05 CMC. Other domestic animals kept indoors or outdoors shall be limited to five (5), of which not more than three (3) may be unaltered cats or dog.

(2) Kennels and catteries within the city must comply with the following, in addition to the provisions adopted under Chapters 6.05 CMC, 18.25.050 CMC, and 18.31.080 CMC.

(a) For kennels located on residential zoned sites:

(i) The minimum site area shall be five (5) acres; and

(ii) Structures housing animals and outdoor animal runs shall be a minimum distance of one hundred (100) feet from property lines abutting residential zones; and

(iii) The maximum number of adult dogs shall be ten (10).

(b) For kennels located on nonresidential zoned sites, run areas shall be completely surrounded by an eight-foot (8 ft) solid wall or fence and are subject to the requirements in Section 11.04.060 King County Code, Section 18.25.050 CMC, and Section 18.31.080 CMC ; and

(c) Catteries shall be on sites of 35,000 square feet or more, and buildings used to house cats shall be a minimum distance of fifty (50) feet from property lines abutting residential zones.

(3) Fowl are permitted in all zoning districts, except the Town Center district, with no required minimum lot size, subject to the following:

(a) **Five (5)** fowl are allowed on lots less than 16,000 square feet. One (1) additional fowl is allowed for every additional 4,000 square feet of lot size.

(b) Structures and confinement areas housing fowl shall be located a minimum of ten (10) feet from all property lines and twenty (20) feet away from any dwelling unit on an adjacent lot.

(c) Roosters and peafowl are not permitted.

(4) Livestock is permitted in all zoning districts, except the Town Center district, subject to the following:

(a) The minimum lot size for keeping livestock is 20,000 square feet for the first animal, and 15,000 square feet for each additional animal unit;

b) All livestock facilities and outdoor confinement areas shall be located a minimum of ten (10) feet from all property lines and a minimum of (30) feet from any dwelling unit on an adjacent property and shall be subject to the following additional restrictions:

(i) Grazing areas may project to property lines;

(ii) Swine shall not be kept within fifty (50) feet of all property lines and dwelling units, with the exception of miniature potbelly pigs in accordance with subsection (8) of this section; and

(iii) Doorways and other openings to the livestock facilities and outdoor confinement shall be oriented away from neighboring properties unless no alternative location exists that does not create an impact to neighbors;

(5) All livestock facilities, structures housing fowl, confinement areas, and grazing areas shall be cleaned of manure or refuse on a regular basis. The director shall have the authority to require more frequent cleaning if the manure or refuse becomes a nuisance;

(6) No portion of a livestock facility, structure housing fowl, confinement area, and/or grazing area shall be located within a critical area and or critical area buffer unless permitted pursuant to Chapter 18.65 CMC:

(a) A Farm Conservation Plan prepared by the King Conservation District shall be submitted to the city for any livestock facilities, structures housing fowl, confinement areas, and/or grazing areas located on properties with critical areas and critical area buffers. The Farm Conservation Plan shall be prepared in accordance with Chapter 18.65 CMC, Section 21A.30.045 (A), (B), (C), and (D) King County Code, and Section 21.30.060 King County Code.

(b) All existing livestock facilities, structures housing fowl, confinement areas, and grazing areas located within critical areas or critical area buffers shall provide a Farm Conservation Plan to the city within two (2) years of the adoption of this chapter.

(7) All livestock and fowl shall be kept within an enclosure or a fence of sufficient strength and construction to prevent the escape of or injury to the livestock and fowl.

(8) Miniature potbelly pigs, commonly known as the Vietnamese, Chinese, or Asian potbelly pigs (*Sus scrofa bittatus*), may be kept as domestic animals in accordance with subsection (1) of this section; provided, each potbelly pig is not greater than twenty-two (22) inches in height at the shoulder or no more than one hundred fifty (150) pounds in weight. Swine that exceeds

these limitations shall be considered livestock and shall meet setback requirements in subsection (4) of this section. The maximum number of potbelly pigs kept as domestic animals shall be two (2) per household;

(9) Bees may be kept subject to the following regulations:

(a) Properties housing bees shall be a minimum of 10,000 square feet in area.

(b) Two (2) hives are permitted if the subject property is less than 20,000 square feet in area. One (1) additional hive is allowed for each additional 10,000 square feet in lot size.

(c) Hives shall be a minimum of twenty-five feet (25 ft) from each property line, with the hive(s) entrance(s) facing away from the nearest property line.

(d) All hives shall be registered with the Washington State Department of Agriculture, pursuant to RCW 15.60.021, prior to April of each year in which they are kept.

(10) The keeping of domestic animals, livestock, fowl, and bees for any for-profit venture shall comply with the requirements of Chapters 5.10 CMC, 18.80.100 CMC, and 18.80.110 CMC.

(11) The keeping of domestic animals, livestock, fowl, and bees is permitted on properties without a primary use if two (2) or more lots are conjoined and owned by the same landowner, and one of the properties contains a primary use.

18.80.017 Other requirements, nuisances, and enforcement.

(1) The raising and keeping of domestic animals, livestock, fowl or bees is also subject to Chapters 6.05 CMC, 8.20 CMC, and 8.30 CMC.

(2) The following domestic animal, livestock, fowl, or bee uses under this chapter shall also be considered nuisances:

(a) Causes damages to the property of anyone other than its owner;

(b) Is vicious in nature;

(c) Causes unreasonable and continuous odor at the adjacent property line;

(d) Causes unsanitary conditions in enclosures or surroundings; provided, however, that this subsection is not violated if the alleged nuisance occurs by the accumulation of expected amounts of manure, urine, or other animal waste products and the manure is not allowed to stockpile, but is either composted, tilled into the ground or hauled away from the premises;

(e) Barks, whines, howls or other disturbing noises are made in an excessive, continuous, or untimely fashion;

(f) Is determined by the King County health department to be a public nuisance by virtue of being offensive or dangerous to the public health, welfare or safety.

(3) Except as otherwise provided in this chapter, any violation of any provision of this chapter constitutes a civil code violation subject to and enforced pursuant to the provisions of Chapter 1.30 CMC.

18.80.018 Amortization requirements.

Except for as provided in CMC 18.80.015(6), the following amortization requirements shall apply to prior legal nonconforming animal uses under this chapter:

(1) Any prior legal nonconforming animal uses must be discontinued or brought into conformance with CMC 18.80.015(1), (3), (7), (8), (9), and (10) within three (3) months of the effective date of the ordinance codified in this chapter.

(2) Any prior legal nonconforming animal uses must be discontinued or brought into conformance with CMC 18.80.015(2), (4), and (6) within one (1) year of the effective date of the ordinance codified in this chapter.

(a) An extension or exemption from the amortization requirements in this subsection (2), only, may be applied for by the property owner on which the prior legal nonconforming animal use exists. An application for an amortization exemption or extension may be approved, or approved with modification, by the director if it satisfies all of the following criteria:

(i) The use is compatible with the subject property;

(ii) The use substantially complies with the requirements of the code for the land use district in which it is located. Minor deviations from these code provisions may be approved by the director if he or she concludes that the use is compatible with the character of the primary structures on the subject property and with the structures and uses on surrounding properties;

(iii) The enforcement of this code would result in a substantial hardship to the applicant due to the size, shape, topography, location, or surroundings of the subject property and such hardship was not created by any action of the applicant;

(iv) The use is consistent with the city's comprehensive plan; and

(v) The use is consistent with and does not endanger the public health, safety and welfare.

The decision to issue an amortization extension or exemption under this subsection shall be made in the sole discretion of the director, and such decision shall be final.

(3) Any prior legal nonconforming animal uses must comply with all other provisions of this chapter not enumerated above immediately upon the effective date of the ordinance codified in this chapter.

(4) Any and all new animal uses shall be subject to the provisions of this chapter.

18.80.020 Animal regulations – Small animals.

The raising, keeping, breeding or fee boarding of small animals are subject to Chapter 11.04 KCC, Animal Control Regulations (adopted by Chapter 6.05 CMC), and the following requirements:

~~(1) Small animals which are kept indoors as household pets in aquariums, terrariums, cages or similar containers shall not be limited in number, except as may be provided in KCC Title 11 (adopted by Chapter 6.05 CMC). Other small animals excluding cats kept indoors as household pets shall be limited to five, of which not more than three may be unaltered cats or dogs. Cats kept indoors shall not be limited in numbers.~~

~~(2) Other small animals kept outside, including adult cats and dogs, shall be limited to three per household on lots of less than 20,000 square feet, five per household on lots of 20,000 to 35,000 square feet, with an additional two per acre of site area over 35,000 square feet up to a maximum of 20, unless more are allowed as an accessory use pursuant to subsection (5) of this section; provided, that all unaltered animals kept outdoors must be kept on a leash or in a confined area, except as authorized for a hobby kennel or cattery or commercial kennel or cattery pursuant to Chapter 11.04 KCC (adopted by Chapter 6.05 CMC).~~

~~(3) Excluding kennels and catteries, the total number of unaltered adult cats and/or dogs per household shall not exceed three.~~

~~(4) Animals considered to be household pets shall be treated as other small animals pursuant to subsection (5) of this section when they are kept for commercial breeding, boarding or training.~~

~~(5) Small animals and household pets kept as an accessory use outside the dwelling shall be raised, kept or bred only as an accessory use on the premises of the owner, or in a kennel or cattery approved through the conditional use permit process, subject to the following limitations:~~

~~(a) Birds shall be kept in an aviary or loft that meets the following standards:~~

~~(i) The aviary or loft shall provide one-half square foot for each parakeet, canary or similarly sized birds, one square foot for each pigeon, small parrot or similarly sized bird, and two square feet for each large parrot, macaw or similarly sized bird.~~

~~(ii) Aviaries or lofts shall not exceed 2,000 square feet, provided this limit shall not apply in rural, forestry, or agricultural zones.~~

~~(iii) The aviary is set back at least 10 feet from any property line, and 20 feet from any dwelling unit.~~

~~(b) Small animals other than birds shall be kept according to the following standards:~~

~~(i) No property owner shall keep or house more than three small animals.~~

~~(ii) All animals shall be confined within a building, pen, aviary or similar structure.~~

~~(iii) Any covered structure used to house or contain such animals shall maintain a distance of not less than 10 feet to any property line, except structures used to house mink and fox shall be a distance of not less than 150 feet from any property line.~~

~~(iv) Mink and fox are not permitted within City limits.~~

~~(v) Beekeeping is limited as follows:~~

~~(A) Beehives are limited to 50 on sites less than five acres;~~

~~(B) The number of beehives shall not be limited on sites of five acres or greater;~~

~~(C) Colonies shall be maintained in movable-frame hives at all times;~~

~~(D) Adequate space shall be provided in each hive to prevent overcrowding and swarming;~~

~~(E) Colonies shall be requeened following any swarming or aggressive behavior;~~

~~(F) All colonies shall be registered with the City extension agent prior to April 1st of each year, on a State registration form acceptable to the City; and~~

~~(G) Abandoned colonies, diseased bees, or bees living in trees, buildings, or any other space except in movable-frame hives shall constitute a public nuisance, and shall be abated as set forth in this code;~~

~~(c) Kennels and catteries are subject to the following requirements:~~

~~(i) For kennels located on residential zoned sites:~~

~~(A) The minimum site area shall be five acres; and~~

~~(B) Structures housing animals and outdoor animal runs shall be a minimum distance of 100 feet from property lines abutting residential zones;~~

~~(ii) For kennels located on nonresidential zoned sites, run areas shall be completely surrounded by an eight-foot solid wall or fence, and be subject to the requirements in KCC 11.04.060 (adopted by Chapter 6.05 CMC); and~~

~~(iii) Catteries shall be on sites of 35,000 square feet or more, and buildings used to house cats shall be a minimum distance of 50 feet from property lines abutting residential zones. (Ord. 42-02 § 2 (21A.30.020))~~

~~18.80.030 Animal regulations – Livestock – Purpose.~~

~~The primary purpose of CMC 18.80.040 through 18.80.090 is to support the raising and keeping of livestock in the City in a manner that minimizes the adverse impacts of livestock on the environment particularly with regard to their impacts on water quality and salmonid fisheries~~

habitat in the City of Covington watersheds. Maintaining and enhancing the viability of fisheries, livestock raising and farming are essential to the long-term economic vitality, recreation opportunities and quality of life in rural and resource lands of the City of Covington. The following sections establish regulations which set livestock densities and require implementation of best management practices for minimizing nonpoint pollution from livestock in a manner that recognizes the need for integrated resource management within the City of Covington watersheds. They are intended to be consistent with livestock welfare; however, these concerns are more appropriately addressed through Chapter 11.04 KCC (adopted by Chapter 6.05 CMC). (Ord. 42-02 § 2 (21A.30.030))

18.80.040 Animal regulations – Livestock – Densities.

The raising, keeping, breeding or fee boarding of livestock are subject to Chapter 11.04 KCC (adopted by Chapter 6.05 CMC), Animal Control Regulations, and the following requirements:

(1) The minimum lot size on which large livestock may be kept shall be 20,000 square feet; provided, that the amount of site area available for use by the livestock may be less than 20,000 square feet; and provided further, that the portion of the total lot area used for confinement or grazing meets the requirements of this section.

(2) The maximum number of livestock shall be as follows:

(a) Commercial dairy farms in full compliance with a Washington State Department of Ecology NPDES general or special use permit, as consistent with the permit requirements. Otherwise, subsection (2)(c) of this section applies. Commercial dairies shall have five years from the adoption of this section to either comply with the State permit requirements or come into compliance with King County Ordinance 11168.

(b) Six resident animal units per gross acre in stables, barns and other livestock operations with covered confinement areas; provided, that no more than three animal units per gross acre are allowed to use uncovered grazing or confinement areas on a full-time basis, and the standards in CMC 18.80.060 are met or a farm management plan is implemented and maintained pursuant to King County Ordinance 11168; provided further, that higher densities may be allowed subject to the conditional use permit process to confirm compliance with the management standards. This conditional use permit process is not required for existing operations which operate with higher densities, provided the

standards in King County Ordinance 11168 are met or a farm management plan is implemented for such operations.

~~(c) For all large livestock not covered by subsections (2)(a) or (b) of this section, three animal units per gross acre of vegetated site area; provided, that the standards in CMC 18.80.060 are met or a farm management plan is implemented and maintained.~~

~~(i) If a farm management plan is implemented and maintained as required or, in the alternative, all of the management standards of CMC 18.80.060 are met, three horses, cows or similarly sized animals per gross acre of total site area; provided further, that two ponies shall be counted as being equivalent to one horse and that miniature horses shall be treated as small livestock subject to subsection (2)(d) of this section.~~

~~(ii) If subsection (2)(c)(i) of this section is not met, one animal unit per two acres of vegetated area; provided, that the standards for storage and handling of manure, as set out in CMC 18.80.050, are met;~~

~~(d) For purposes of these regulations, an animal unit shall consist of one adult horse or bovine, two ponies, five small livestock, or equivalent thereof (excluding sucklings); provided, that miniature horses and feeder calves (up to one year of age) shall be considered small livestock. (Ord. 42-02 § 2 (21A.30.040))~~

~~18.80.050 Animal regulations — Livestock — Farm management plans.~~

~~(1) To achieve the maximum density allowances using a farm management (conservation) plan, the plan must be developed according to the following criteria:~~

~~(a) The plan must be developed by the King County Conservation District.~~

~~(b) The plan shall require site-specific management measures for minimizing nonpoint pollution from agricultural activities including but not limited to:~~

~~(i) Livestock watering, wetland and stream corridor management;~~

~~(ii) Grazing and pasture management;~~

~~(iii) Confinement area management;~~

~~(iv) Manure management.~~

~~(c) The plan shall be implemented within a timeframe established in the plan and maintained such that nonpoint pollution attributable to livestock-keeping is minimized.~~

~~(d) A monitoring plan shall be developed as part of the farm management plan, and implemented to demonstrate no significant impact to water quality and salmonid fisheries habitat. Monitoring data shall be available to the City.~~

~~(2) Farm management plans (FMPs) shall, at a minimum:~~

~~(a) Generally seek to achieve a 25-foot buffer of diverse, mature vegetation between grazing areas and the ordinary high water mark of all Class 1 and 2 streams and any naturally occurring pond and the wetland edge of any Class 1 or 2 wetland on the site, using buffer averaging where necessary to accommodate existing structures. No buffer for Class 1 or 2 streams shall be less than 10 feet. The plan must include best management practices which avoid having manure accumulate in or within 10 feet of Class 3 streams; provided, that forested lands being cleared for grazing areas shall comply with the sensitive areas ordinance setbacks for Class 1, 2 and 3 streams and Class 1 and 2 wetlands.~~

~~(b) Assure that drainage ditches on the site do not channel animal waste to such streams and wetlands.~~

~~(c) Achieve an additional 20-foot buffer downslope of any confinement areas within 200 feet of Class 1 and 2 streams. This requirement may be waived for existing confinement areas on lots of two and one-half acres or less in size if:~~

~~(i) A minimum buffer of 25 feet of diverse, mature vegetation is achieved;~~

~~(ii) Manure within the confinement area is removed daily during the winter season (October 15th to April 15th) and stored per CMC 18.80.060(4);~~

~~(iii) Additional BMPs, as recommended by the Community Development Director, are implemented and maintained.~~

~~(d) Include a schedule for implementation.~~

~~(3) A copy of the final plans shall be provided to the City within 60 days of completion.~~

~~(4) The completed plan may be appealed to the Hearing Examiner pursuant to the provisions of Chapter 14.35 CMC. The appeal must be filed within 30 days of being received by the Clerk. Only the property owner may file appeals. Any plan not appealed shall constitute prima facie evidence of compliance with the regulatory provisions of CMC 13.35.030. (Amended at request of department 2/08; Ord. 42-02 § 2 (21A.30.045))~~

~~18.80.060 Animal regulations – Livestock – Management standards.~~

~~Property owners with farms containing large livestock at densities greater than one animal unit per two acres, and/or small livestock at densities greater than five animals per acre are not required to follow an FMP if said owners adhere to the following management standards. This section shall apply as long as farm practices do not result in violation of any Federal, State or local water quality standards.~~

~~(1) Livestock Watering, Wetland and Stream Corridor Management. To minimize livestock access to streams, property owners shall utilize the following livestock watering options:~~

~~(a) The preferred option shall be a domestic water supply, stock watering pond, roof runoff collection system, or approved pumped supply from the stream so that livestock are not required to enter streams for their water supply.~~

~~(b) Livestock access to Class 1 and 2 streams and their buffers shall be limited to stream crossing and watering points which have been addressed by a crossing or watering point plan designed to SCS/KCD specifications which shall prevent free access along the length of the streams.~~

~~(i) Fencing shall be used as necessary to prevent livestock access to Class 1 and 2 streams.~~

~~(ii) Bridges may be used in lieu of stream crossings; provided, that piers and abutments shall not be placed within the ordinary high water mark or top of bank, whichever is greater. Bridges shall be designed to allow free flow of flood waters and shall not diminish the flood carrying capacity of the stream; these bridges may be placed without a City building permit; provided, that such permit waiver shall not constitute any assumption of liability by the City with regard to such bridge or its placement. The waiver of City building permit requirements does not constitute a waiver from other required agency permits.~~

~~(2) Grazing and Pasture Management.~~

~~(a) Existing grazing areas not addressed by Chapter 18.65 CMC shall maintain a vegetative buffer of 50 feet from any naturally occurring pond, wetland edge of a Class 1 or 2 wetland (except those wetlands meeting the definition of grazed wet meadows), or the ordinary high water mark of a Class 1 or 2 stream.~~

~~(b) Forested lands being cleared for grazing areas shall comply with the sensitive areas ordinance setbacks for Class 1, 2 and 3 streams, and Class 1 and 2 wetlands.~~

~~(c) The grazing area buffer may be reduced to 25 feet where a 25 foot buffer of diverse, mature vegetation already exists. This buffer reduction may not be used when forested lands are being cleared for grazing areas.~~

~~(d) Fencing shall be used to establish and maintain the buffer.~~

~~(e) Fencing installed pursuant to the 1990 SAO prior to the effective date of the ordinance codified in this section at setbacks other than those specified in subsections (2)(a) and (b) of this section shall be deemed to constitute compliance with those requirements.~~

~~(f) Grazing areas within 200 feet of a Class 1 or 2 stream or wetland shall not be plowed during the rainy season (October 1st through April 15th).~~

~~(g) Grazing areas may extend to the property line; provided, that Class 1 or 2 streams and wetlands adjacent to the property line are buffered in accordance with subsection (2)(a), (b) or (c) of this section.~~

~~(3) Confinement Area Management.~~

~~(a) In addition to the buffers in subsection (2)(a) and (b) section, confinement areas located within 200 feet of any Class 1 or 2 streams, wetlands or drainage ways shall:~~

~~(i) Have a 20-foot-wide vegetative filter strip downhill from the confinement area, consisting of heavy grasses or other ground cover with high stem density and which may also include tree cover;~~

~~(ii) Not be located in any Class 1 or 2 stream or wetland buffer area required by the sensitive areas ordinance in effect at the time the confinement area is built, or within 50 feet of any naturally occurring pond, wetland edge of any Class 1 or 2 wetland or the ordinary high water mark of any Class 1 or 2 stream. Fencing shall be used to establish and maintain the buffer. Existing confinement areas which do not meet~~

~~these requirements shall be modified as necessary to provide the buffers specified herein within five years of the effective date of the ordinance codified in this section; provided further, that the footprint of existing buildings need not be so modified;~~

~~(iii) Have roof drains of any buildings in the confinement area diverted away from the confinement area.~~

~~(b) Confinement areas may extend to the property line; provided, that streams and wetlands adjacent to the property line are buffered in accordance with subsection (3)(a) of this section.~~

~~(4) Manure Management.~~

~~(a) Manure storage areas shall be managed as follows:~~

~~(i) Surface flows and roof runoff shall be diverted away from manure storage areas.~~

~~(ii) During the winter months (October 15th to April 15th), all manure stockpiled within 200 feet uphill of any Class 1 or 2 stream or wetland shall be covered in a manner that excludes precipitation and allows free flow of air to minimize fire danger; or, in the alternative, shall be placed in an uncovered concrete bunker or manure lagoon or held for pickup in a dumpster, vehicle or other facility designed to prevent leachate from reaching any streams or any Class 1 or 2 wetlands. Concrete bunkers shall be monitored quarterly for the first two years after installation, then annually unless problems were identified in the first two years, in which case quarterly monitoring shall continue and appropriate adjustments shall be made.~~

~~(iii) Manure shall be stored in a location that avoids having runoff from the manure enter streams or wetlands. Manure piles shall not be closer than 50 feet uphill from any wetland edge, the ordinary high water mark of any stream, or any ditch to which the topography would generally direct runoff from the manure, nor within any stream buffer.~~

~~(b) Manure shall be spread on fields only during the growing season, and not on saturated or frozen fields.~~

~~(5) Noxious Weeds. None of these standards shall preclude the removal of noxious weeds; provided, that such removal is achieved without the use of chemicals or mechanical methods which would be damaging to stream banks or other vegetation in the buffer.~~

~~(6) For purposes of this section, “buffer maintenance” means allowing vegetation in the buffer which provides shade for the stream or acts as a filter for storm water entering the stream, other than noxious weeds, to grow to its mature height; provided, that grasses in the buffer may be mowed but not grazed. Grading in the buffer is allowed only for establishment of watering and crossing points, or for other activities permitted pursuant to the sensitive areas ordinance, with the appropriate permits.~~

~~(7) Properties which have existing fencing already installed at distances other than those specified in these standards, and for which farm management plans have been developed based on the existing fencing locations, shall be deemed to be in compliance with the fencing requirements of these standards.~~

~~(8) Buffer areas shall not be subject to public access, use or dedication by reason of the establishment of such buffers. (Ord. 42-02 § 2 (21A.30.060))~~

~~**18.80.070 Animal regulations – Livestock – Building requirements.**~~

~~(1) In residential zones, fee boarding of livestock other than in a legally established stable shall only be as an accessory use to a resident on the subject property.~~

~~(2) A barn or stable may contain a caretaker’s accessory living quarters under the following conditions:~~

~~(a) Only one accessory living quarters per primary detached dwelling unit, except in zones where accessory living quarters are specifically prohibited;~~

~~(b) The accessory living quarters shall not exceed 500 square feet; and~~

~~(c) The structure must be constructed in conformance with the International Building Code; and~~

~~(3) A barn or stable may contain a caretaker’s accessory dwelling unit as allowed pursuant to these provisions of this title relating to accessory dwelling units. (Ord. 06-05 § 1; Ord. 23-04 § 18; Ord. 42-02 § 2 (21A.30.062))~~

~~**18.80.080 Animal regulations – Livestock – Education and enforcement.**~~

~~(1) Education. Enforcement of these livestock standards shall initially emphasize achieving compliance with the standards as the primary objective, rather than the collection of fines or penalties. Fines or penalties are appropriate when a property owner or livestock operator has been advised of necessary corrective actions and has not made those corrections. Where violations of the standards do occur, and such violations are directly linked to identified hazards or the discharge of prohibited contaminants, as enumerated in the City civil penalty ordinance, Chapter 1.30 CMC, code enforcement must emphasize immediate correction of the practices resulting in the hazard or prohibited discharge.~~

~~(2) Both the property owner and any renter or lessee of the property, hereinafter referred to "livestock operator," shall be held responsible for compliance with these standards.~~

~~(3) Prima Facie Evidence. Establishment and adherence to a farm management plan as allowed by CMC 18.80.050 or the management standards provided by CMC 18.80.060 shall be prima facie proof of compliance with the regulatory provisions of CMC 13.35.030.~~

~~(4) Violations of Specific Standards. The Department shall be responsible for enforcement of the standards set out in this chapter. The Surface Water Management Division shall be responsible for enforcement of water quality violations pursuant to Chapter 13.35 CMC for prohibited discharges and hazards. If a specific standard identified in this chapter is not being adhered to, the operator and owner shall be given notice of noncompliance. The notice shall specify what actions must be taken to bring the property into compliance. The operator and owner shall be given 45 days in which to adhere to the management standards of CMC 18.80.060, or establish a farm management plan pursuant to CMC 18.80.050 as the owner and/or livestock operator may elect for the purpose of compliance. Should the owner and/or livestock operator fail to bring the property into compliance with the standards, the City, after notice, may commence abatement proceedings and impose civil fines 30 days thereafter, to the extent necessary for compliance. Thereafter, upon exhaustion of any appeals, failure of the operator and owner to comply with any continuing order to abate, the operator and owner shall be subject to civil and criminal penalties, and other procedures, as set forth in this title and Chapter 1.30 CMC. (Ord. 10-07 § 13; Ord. 42-02 § 2 (21A.30.066))~~

~~**18.80.090 Existing livestock operations.**~~

~~All existing livestock operations shall either implement a farm management plan or meet the management standards in CMC 18.80.060, within five years of the adoption date of this title:~~

~~existing buildings are exempt from this provision. State standards for fecal coliform, turbidity, and nutrients must be met within five years from the date of adoption of the ordinance codified in this chapter. The Metropolitan Services Department/Water Quality Division shall monitor stream systems for progress in meeting this goal, and report annually to the Council. (Ord. 42-02 § 2 (21A.30.070))~~

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CMC 18.25.050
General services land uses.

18.25.050 General services land uses.

A. Table.

| Key | | | | | | | | | | | | |
|---------------------|--|---|-----------------|-----------------|------|--------|-----|----|-----|------|-------------------|--|
| P – Permitted Use | | | | | | | | | | | | |
| C – Conditional Use | | | | | | | | | | | | |
| SIC # | SPECIFIC LAND USE | M | US | R4-8 | R-12 | R-18 | MR | CC | NC | RCMU | I | |
| * | PERSONAL SERVICES: | | | | | | | | | | | |
| 72 | General personal service | | | | | | P | P | P | P | P | |
| 7216 | Dry cleaning plants | | | | | | | | | | P | |
| 7218 | Industrial launderers | | | | | | | | | | P | |
| 7261 | Funeral home/crematory | | | C4 | C4 | C4 | C4 | | | | | |
| * | Cemetery, columbarium or mausoleum (5) | | | C3 | C3 | C3 | C3 | C3 | C3 | | | |
| * | Day care I | | | P6 | P6 | P | P | P | P | P | P7 | |
| * | Day care II | | | P8 | P8 | P | P | P | P | P | P7 | |
| 074 | Veterinary clinic <u>or</u> <u>*Animal Shelter</u> (12) | | | | | | | | | P | P | |
| 753 | Automotive repair (1) (12) | | | | | | | | | | P | |
| 754 | Automotive service (2) | | | | | | | | | | P | |
| 76 | Miscellaneous repair | | | | | | | | | | P | |
| 866 | Churches, synagogue, temple | | C | C | C | C | C | P | P | C | | |
| 83 | Social services | | | | | | P | P | | P | | |
| 60/81/872 | Legal/financial | | | | | P9, 14 | P13 | P | P14 | P | | |
| 8748 | Business consulting services | | | | | P9 | P13 | P | | P | | |
| * | Kennel or Cattery | | <u>P</u> | <u>C</u> | | | | | | | <u>P12</u> | |

| | | | | | | | | | | | |
|------------------------------|--|--|-----|-----|-----|-----|---------|---|---|---|---|
| * | Artist studios | | | | | P9 | C | P | | P | P |
| * | Interim recycling facility | | P10 | | | | | | | | P |
| HEALTH SERVICES: | | | | | | | | | | | |
| * | Medical/dental office/outpatient clinic | | | | | P9 | P13, 15 | P | P | P | P |
| 805 | Nursing and personal care facilities | | | | | P9 | | | | | |
| 807 | Medical/dental lab | | | | | P9 | | | | | P |
| 808 – 809 | Miscellaneous health | | | | | P9 | | | | | |
| EDUCATIONAL SERVICES: | | | | | | | | | | | |
| | Schools: Elementary, middle/junior high, secondary or high school | | | P | P | P | P | | | | |
| | Vocational school | | | C | C | C | C | | | | P |
| | Specialized instruction school | | | C | C | C | C | P | | | P |
| | School district support facility | | | P11 | P11 | P11 | P11 | C | | | P |

...

CMC 18.31.080
Permitted land uses

18.31.080 Permitted land uses.

(1) The use of a property is defined by the activity for which the building or lot is intended, designed, arranged, occupied or maintained. The use is considered permanently established when that use will or has been in continuous operation for a period exceeding 60 days. A use which will operate for less than 60 days is considered a temporary use, and subject to the requirements of Chapter 18.85 CMC.

...

(3) Permitted Use Table.

| Use Categories | Town Center (TC) ²³ | Mixed Commercial (MC) | General Commercial (GC) | Mixed Housing Office (MHO) ¹ |
|--|--------------------------------|-----------------------|-------------------------|---|
| Residential | | | | |
| Dwelling Unit, Accessory | NP | NP | NP | P ² |
| Dwelling Unit, Multifamily | P ²⁶ | P | P | P |
| Dwelling Unit, Single-Family Attached, Detached or Cottage Housing ²¹ | NP | NP | NP | P ² |
| Senior Citizen Assisted Housing | P | P | P | C |
| Commercial | | | | |
| Adult Entertainment | NP | P ³ | P ³ | NP |
| Business Services ¹⁹ | P ⁵ | P | P | P ^{4,5} |
| Drive Through Use | NP | P | P | NP |
| Farmers' Markets and Public Markets ⁶ | P | P | P | NP |
| Gambling and Card Rooms | NP | NP | NP | NP |
| Home Occupation and Live/Work | P | P | P | P |
| <u>Veterinary Clinics (SIC 074), Animal Shelters, Kennels, and Catteries²⁰</u> | <u>NP</u> | <u>NP</u> | <u>P</u> | <u>NP</u> |

| | | | | |
|---|---------------------|----------------|-------------------|------------------|
| Outdoor Commercial | NP | NP | P | NP |
| Personal and Beauty Services ^{20,21} | P | P | P | P |
| Private Electric Vehicle Parking Facility (Primary Use) | | | P ^{5,24} | |
| Private Parking Facility (Primary Use) | NP | NP | NP | NP |
| Professional Office | P | P | P | P |
| Retail Trade and Services – 100,000 sq. ft. or less for all structures | P ⁵ | P | P ¹⁰ | P ^{4,5} |
| Retail Trade and Services – greater than 100,000 sq. ft. for all structures | C ^{5,9,18} | P | P ¹⁰ | NP |
| Shooting Ranges ²⁵ | NP | NP | P | NP |
| Storage/Self Storage | NP | P ⁵ | P | NP |
| Temporary Lodging/Hotel | P | P | P | C ²² |
| Cultural/Recreation | | | | |
| Cinema, Performing Arts and Museums | P | P | P | NP |
| Meeting Hall/Other Group Assembly | P | P | P | C |
| Recreation, Indoor or Outdoor | C | P | P | P |
| Religious | C ⁷ | P | P | C |
| Health Services | | | | |
| Emergency Care Facility | C ^{9,18} | P | NP | NP |
| Hospital | NP | P | NP | NP |
| Medical Office/Outpatient Clinic | P ⁸ | P | NP | P |
| Nursing/Personal Care Facility | NP | P | NP | C |
| Industrial/Manufacturing | | | | |
| Asphalt Plants | NP | NP | NP | NP |
| Light Industrial/Manufacturing | NP | NP | P ¹⁰ | NP |
| Government/Institutional ¹¹ | | | | |
| Essential Public Facilities | NP | NP | C | NP |
| Government Services | P | P | P | P ¹² |
| Major Utility Facility | C ¹⁴ | C | P | C |
| Minor Utility Facility | P ¹⁵ | P | P | P |

| | | | | |
|---|-----------------|----|----|----|
| Schools: Compulsory, Vocational and Higher Education | C ¹³ | P | NP | C |
| Wireless Communication Facilities ¹⁶ | | | | |
| Antenna, Collocation on an Existing Structure ¹⁷ | P | P | P | P |
| Wireless Communication Facility Tower | NP | NP | NP | NP |

20. a. No burning of refuse or dead animals is allowed;

b. The portion of the building or structure in which animals are kept or treated shall be soundproofed. All run areas, ~~excluding confinement areas for livestock~~, shall be surrounded by an eight-foot-high solid wall and surfaced with concrete or other impervious material;

c. Subject to animal keeping provisions of Chapter [18.80](#) CMC;

d. Prior to issuance of a development permit, documentation shall be provided by a qualified acoustical consultant, for approval by the Community Development Director, verifying that the expected noise to be emanating from the site complies with the standards set forth in WAC 173-60-040(1) for a Class B source property and a Class A receiving property;

~~e. Outside runs and other outside facilities for animals are not permitted;~~

e f. Not permitted in any subdivision containing dwelling units; and

~~f g.~~ May only treat domestic small animals on premises.

...

Attachment 2
Animal Control Regulation Comparison with Other Communities

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|-----------------------------------|---|---|--|--|---|
| 1. Proposed Covington Regulations | No limit for animals kept in aquariums, cages, etc. Five for other indoor/outdoor animals, only 3 unaltered cats and dogs. | Five for a property under 16,000 sq. ft. One additional fowl for each additional 4,000 square feet. Maximum of fifteen on any site. | One at 20,000 sq. ft. and one additional animal unit for each additional 15,000 sq. ft. | Minimum lot size is 10,000 sq. ft. Two hives for under 20,000 sq. ft., one additional hive each additional 10,000 sq. ft. of lot size. 25 ft. setback from property lines. | If under 22" in height at shoulder and 150 lbs, kept in accordance with domestic animal regulations (1). Maximum of two per household. If over 22" and/or 150 lbs, kept as small livestock. |
| 2. Enumclaw | Domestic animals are permitted in all zoning districts with no required minimum lot size, provided not more than four of which can be kept in a home. | Poultry are permitted in all zoning districts with no required minimum lot size. No peafowl are permitted. A maximum of six fowl, not including roosters, are allowed on lots smaller than one acre. A maximum of one rooster is allowed per lot over one acre in size. | The minimum lot size for keeping livestock is 21,780 square feet (1/2 acre) for the first animal, and 14,500 square feet for each additional animal unit. Alternate lot sizes may be allowed subject to approval of the administrator in any district. | No specific regulations. | No specific regulations. Likely regulated as livestock. |
| 3. Maple Valley | Small animals kept indoors as household pets shall not be limited in number. | Small animals kept outdoors shall be limited to five, unless the resident obtains a hobby kennel license from King County Animal Control. | Large animals are limited to one per each one-half acre of property. | Considered small animals by definition. No specific regulations? | No specific regulations. Likely regulated as livestock. |

**Attachment 2
Animal Control Regulation Comparison with Other Communities**

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|----------------|---|---|---|---|---|
| 4. Kent | Up to three small domestic animals per dwelling unit. More than three allowed on lots greater than 20,000 sq. ft (no max?). | Up to three domesticated fowl on a lot that is at least five thousand (5,000) square feet. One additional for every additional 1,000 in land area. | All livestock only on lots of at least twenty thousand (20,000) square feet. One additional for every 10,000 of lot area. Swine is prohibited. | No more than four hives on lots less than 10,000 sq ft. (no max). | One potbelly pig per dwelling as a small domestic animal. |
| 5. Auburn | Four per dwelling or commercial building regardless of lot size. | Four on lots that are at least 6,000 gross sq. ft. in size. On lots that are larger than 6,000 gross sq. ft., one additional small lot domestic animal may be kept per additional 2,000 gross sq. ft. | Two on lots that are at least one gross acre in size. On lots that are larger than one gross acre, one additional large lot domestic animal may be kept per additional 21,780 sq. ft. | No specific regulations. | (Potbelly pigs/mini goats) Two on lots at least 12,500 gross sq. ft. On lots that are greater than 12,500 gross sq. ft., one additional medium lot domestic animal may be kept per additional 7,500 sq. ft. |
| 6. Federal Way | No specific limits for household pets other than four rabbits or less per dwelling unit. | Combination of four chickens/ducks on lots up to 34,999 square feet. No more than 20 small domestic animals may be kept on a lot containing 35,000 square feet. With the exception of chickens and ducks, one additional small domestic animal is permitted for each additional 500 square feet of lot area. Roosters not allowed most sites. | The subject property must be at least 70,000 square feet in area. No more than two large domestic animals may be kept on a lot containing 70,000 square feet of area. One additional large domestic animal is permitted for each additional 35,000 square feet of lot area. | The subject property must be at least 15,000 square feet in area. Two hives are permitted if the subject property is less than 20,000 sq. ft. Five hives are permitted between 20,000 and 60,000 sq. ft. in area. Maximum of 15 hives are permitted if the property is more than 60,000 sq. ft. | No specific regulations. Likely regulated as large domestic animals. |

**Attachment 2
Animal Control Regulation Comparison with Other Communities**

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|----------------|---|--|---|---|--|
| 7. Renton | Three per dwelling or commercial building; no minimum lot size. The keeping of four or more dogs and/or cats shall always require an Additional Animals Permit. | Three on lots that are at least 4,500 gross sq. ft. in size. On lots that are larger than 4,500 gross sq. ft., one additional small lot domestic animal may be kept per additional 1,000 gross sq. ft. (poultry and rabbits) | Large Lot animals-two on lots that are at least one gross acre in size. On lots that are larger than one gross acre, one additional large lot domestic animal may be kept per additional 43,560 sq. ft. | Minimum lot 7,500. A maximum of three hives are generally permitted and one additional hive may be kept for every additional ten thousand (10,000) gross square feet of lot size. | No specific regulations. Likely regulated as large lot animals. |
| 8. Seattle | Up to four small animals are permitted on lots of at least 20,000 square feet. One additional small animal is permitted for each 5,000 square feet of lot area in excess of 20,000 square feet. (Includes pygmy goats.) | Up to 8 domestic fowl may be kept on any lot in addition to the small animals permitted. Roosters not permitted. One additional fowl is permitted for every 1,000 square feet of lot area over 10,000 square feet in the community garden or urban farm use. | Farm animals permitted only on lots of at least 20,000 square feet. The keeping of swine is prohibited, except for a miniature potbelly pig. One farm animal for every 10,000 square feet of lot area is permitted. | No more than four hives are allowed on lots of less than 10,000 square feet. | In no case is more than one miniature potbelly pig allowed per business establishment or dwelling unit. |
| 9. King County | Small animals as household pets in dwelling in aquariums, cages or similar containers and altered cats shall not be limited in number. Other small animals shall be five. | The minimum site area shall be ½ acre if more than 3 are kept. For sites over 20,000, 1 additional fowl per sq ft of structure used to house. Maximum of 2000 sq. ft. | Varies based on many factors. Three animal units per gross acre under certain conditions. Minimum lot size is 20,000 sq. ft. for large livestock. | Hives are limited to 50 on sites less than five acres. Number of hives shall not be limited on sites over five acres. | Regulated as small livestock per existing regulations. Three animal units per gross acre under certain conditions. |

Attachment 2
Animal Control Regulation Comparison with Other Communities

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|-------------------|--|--|--|--------------------------|--------------------------|
| 10. Black Diamond | Each dwelling unit is limited to a total of five household pets, any three of which may be adult dogs, and any three of which may be adult cats. Does not apply to animals kept indoors in cages or tanks. | No more than four small domestic animals (including fowl) shall be permitted on lots less than one-half acre in size; provided that the combined total of household pets and small domestic animals does not exceed six. For lots greater than one-half acre in size, five additional animals per one-half acre. | Minimum acreage shall be one-half acre of enclosed pasture. No livestock or large farm animals shall be allowed on lots less than one-half acre in size. Livestock and large farm animals may be kept at a maximum ratio of four animals per enclosed acre of pasture. | No specific regulations. | No specific regulations. |

Attachment 3

1/4 Acre Lot (10,890 sq. ft.) Animal Density Comparison with Neighboring Communities

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|-----------------------------------|---|------------|--------------|--|--------------------------|
| 1. Proposed Covington Regulations | No limit for animals kept indoors in aquariums, cages, etc. 5 for other indoor/outdoor animals. 3 unaltered cats and dogs. | 5 allowed. | Not allowed. | 2 hives allowed. | Up to 2 allowed. |
| 2. Enumclaw | 4 domestic animals can be kept in a home. | 6 allowed. | Not allowed. | No specific regulations. | No specific regulations. |
| 3. Maple Valley | Small animals kept indoors as household pets shall not be limited in number. Small animals kept outdoors shall be limited to 5. | 5 allowed. | Not allowed. | Considered small animals by definition. No specific regulations. | No specific regulations. |

Attachment 3

1/4 Acre Lot (10,890 sq. ft.) Animal Density Comparison with Neighboring Communities

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|----------------|---|------------|--------------|--------------------------|--------------------------|
| 4. Kent | 3 allowed. | 8 allowed. | Not allowed. | No apparent limit. | 1 allowed. |
| 5. Auburn | 4 allowed. | 6 allowed. | Not allowed. | No specific regulations. | Not allowed. |
| 6. Federal Way | No specific limits for household pets other than 4 rabbits or less per dwelling unit. | 4 allowed. | Not allowed. | Not allowed. | No specific regulations. |

Attachment 3

1/4 Acre Lot (10,890 sq. ft.) Animal Density Comparison with Neighboring Communities

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|----------------|--|------------|--------------|--------------------|--------------------------|
| 7. Renton | 3 allowed outright. | 9 allowed. | Not allowed. | 3 hives. | No specific regulations. |
| 8. Seattle | 4 allowed. | 8 allowed. | 2 allowed. | No apparent limit. | 1 allowed. |
| 9. King County | Small animals as household pets in dwelling in aquariums, cages or similar containers and altered cats shall not be limited in number. Other small animals shall be 5. | 3 allowed. | Not allowed. | 50 allowed. | No specific regulations. |

Attachment 3

1/4 Acre Lot (10,890 sq. ft.) Animal Density Comparison with Neighboring Communities

| | Small Domestic/Household Animals | Poultry | Livestock | Bees | Potbelly Pigs |
|-------------------|---|------------|--------------|--------------------------|--------------------------|
| 10. Black Diamond | 5 household pets, any 3 of which may be adult dogs and cats. No limit for indoor animals in cages, etc. | 4 allowed. | Not allowed. | No specific regulations. | No specific regulations. |

**DISCUSSION OF
FUTURE AGENDA TOPICS:**

6:00 p.m., Tuesday, July 28, 2015 Special Study Session

7:00 p.m., Tuesday, July 28, 2015 Regular Meeting

(Draft Agendas Attached)



**CITY OF COVINGTON
SPECIAL MEETING AGENDA
CITY COUNCIL STUDY SESSION**

**Council Chambers – 16720 SE 271st Street, Suite 100, Covington
www.covingtonwa.gov**

Tuesday, July 28, 2015 – 6:00 p.m.

GENERAL INFORMATION:

The study session is an informal meeting involving discussion between and among the City Council, Commissioners, and city staff regarding policy issues. Study sessions may involve presentations, feedback, brainstorming, etc., regarding further work to be done by the staff on key policy matters.

CALL CITY COUNCIL STUDY SESSION TO ORDER

ROLL CALL

APPROVAL OF AGENDA

ITEM(S) FOR DISCUSSION

1. Status of Council Summit Action Items (Bolli)
2. Funding Priorities (Bolli/Hendrickson)

PUBLIC COMMENT Speakers will state their name, address, and organization. Comments are directed to the City Council, not the audience or staff. Comments are not intended for conversation or debate and are limited to no more than four minutes per speaker. Speakers may request additional time on a future agenda as time allows.*

ADJOURN

Americans with Disabilities Act – reasonable accommodations provided upon request a minimum of 24 hours in advance (253-480-2400).

**Note* A Regular Council meeting will follow at approximately 7:00 p.m.*



**CITY OF COVINGTON
CITY COUNCIL REGULAR MEETING AGENDA**
www.covingtonwa.gov

**Tuesday, July 28, 2015
7:00 p.m.**

**City Council Chambers
16720 SE 271st Street, Suite 100, Covington**

Note: A Study Session is scheduled from 6:00 to 7:00 p.m.

CALL CITY COUNCIL REGULAR MEETING TO ORDER

ROLL CALL/PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

PUBLIC COMMUNICATION – NONE

PUBLIC COMMENT Speakers will state their name, address, and organization. Comments are directed to the City Council, not the audience or staff. Comments are not intended for conversation or debate and are limited to no more than four minutes per speaker. Speakers may request additional time on a future agenda as time allows.*

APPROVE CONSENT AGENDA

- C-1. Minutes: July 14, 2015 Regular Meeting Minutes (Scott)
- C-2. Vouchers (Hendrickson)
- C-3. Accept Maple Hills Phase I Final Plat (Lyons)
- C-4. Authorize Apex Center Right-of-Way and Easement Dedications (Lyons)
- C-5. Amend Interlocal Agreement with King County Conservation Futures for SOCO Park/Jenkins Creek Trail (Thomas)
- C-6. Renew WRIA 9 Interlocal Agreement (Scott)

REPORTS OF COMMISSIONS

- Human Services Chair Fran McGregor: June 11 and July 9 meetings
- Parks & Recreation Chair Laura Morrissey: June 17 and July 15 meetings
- Arts Chair Lesli Cohan: June 11 and July 9 meetings
- Planning Chair Bill Judd: June 4 and July 16 meetings; June 18 and July 2 meetings canceled
- Economic Development Council Co-Chair Jeff Wagner: May 28 and July 23 meetings; June 25 meeting canceled

NEW BUSINESS

1. Consider Appointments to Covington Economic Development Council (Council)
2. Consider Funding Priorities (Bolli/Hendrickson)
3. 2015 Second Quarter Financial Report (Hendrickson)

COUNCIL/STAFF COMMENTS - Future Agenda Topics

PUBLIC COMMENT *See Guidelines on Public Comments above in First Public Comment Section

EXECUTIVE SESSION – if needed

ADJOURN

Americans with Disabilities Act – reasonable accommodations provided upon request a minimum of 24 hours in advance (253-480-2400).